

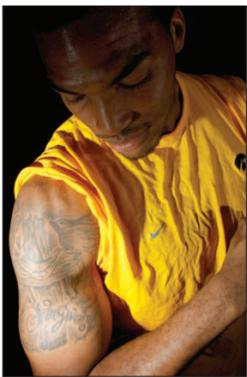
The Daily Iowan

FRIDAY, MAY 8, 2009

NEWSPAPER •  DAILYIOWAN.COM • TELEVISION

50¢

SPORTS



Works of art

Nine Iowa student-athletes tell the stories behind the tattoos they have. **1B**

NEWS

Dedicated to the UI

A secretary has been here for decades, and she doesn't plan on going anywhere anytime soon. **2A**

That feels good

The UIHC welcomes a massage service to relieve some stress. **3A**

Ring ring

Hundreds of UI officials and students get their cell-phone bills paid for by the university. **8A**

ARTS & CULTURE

A Torch for the Porch

Iowa New Play Festival coverage ends today with Rebecca Koons' preview of *The Decline of the Front Porch*. **7A**

OPINIONS

Snooze on

Some students view late classes as a university effort to cut down on nightly drinking. However, students should take advantage of night classes as an opportunity for more effective learning. **6A**

CORRECTION

In the May 6 article, "Black and gay hard to do," the *DI* incorrectly reported I'M For Iowa's involvement in Alexander Robinson's speech. I'M For Iowa co-sponsored the event; Connections organized the event. The *DI* regrets the error.

ASK THE DI

Have a question or a curiosity? Want to know the fastest way to get to the newly opened Theatre Building or where to go to get help on this year's taxes? Wondering what's going on with that construction in the Iowa River or why dining halls don't stay open later? Send a question to us at daily-iowan@uiowa.edu, we'll find the answer, and then we'll publish it for you, right here on the front rail.

DAILYIOWAN.COM

For photos, videos, audio, blogs, daily updates, and more, check us out online.

DAILY IOWAN TV

To watch Daily Iowan TV, go online at dailyiowan.com or tune into UI TV. The 15-minute newscast is on Sunday through Thursday at 9:30 and 10:30 p.m., with reruns at 12:30 and 1:30 a.m. and 7:45 and 8:45 a.m. the following day.

Today's webcast

Hear what friends of Patrick McEwen had to say at Curtis Fry's sentencing.

WEATHER

75
48C  24
9C

Partly cloudy, windy, 50% chance of rain/T-storms.

INDEX

Arts **7A** Opinions **6A**
Classifieds **4B** Sports **1B**
Crossword **6B**

E-mails paint Lombardo portrait

E-mails among city officials give some indication of why the City Council might have fired the former City Manager Michael Lombardo.

By **CHRIS CLARK**
christopher-p-clark@uiowa.edu

Two days prior to his firing, former City Manager Michael Lombardo wrote Councilor Amy Correia in an e-mail, "I

am beginning to feel like there are some who would like me not to be the city manager any longer!?"

In response to a records request, City Clerk Marian Karr

released on Thursday 295 pages of e-mails and correspondence among city officials regarding Lombardo. Officials have repeatedly declined to comment on the April 17 firing, saying the mat-

ter is a personnel issue.

An attempt to contact Lombardo at his home Thursday evening was unsuccessful. But the records suggest he could have seen his termination coming.

On the same day Lombardo told Correia he sensed something amiss — April 15 — Lombardo was trying to get in touch with Councilor Matt Hayek.

ON THE WEB

To see e-mails and correspondence among city officials regarding former City Manager Michael Lombardo, visit dailyiowan.com.

Hayek responded later that day with an e-mail apologizing for missing Lombardo's phone calls and suggested the conversation

SEE LOMBARDO, 5A



BRIAN RAY, POOL/ASSOCIATED PRESS

Lindsay Eaves-Johnson hugs Jim Fry following the sentencing of his son, Curtis Fry, on Thursday in the Johnson County District Courthouse. Eaves-Johnson, a friend of Jerome Patrick McEwen, gave a victim impact statement on his behalf. Fry was convicted of voluntary manslaughter in the beating death of McEwen and was sentenced to 10 years in prison.

Fry gets 10 years in slaying

Sixth District Judge Mitchell Turner defends his verdict after handing down the sentence Thursday.

By **ZHI XIONG**
zhi-xiong@uiowa.edu

Curtis Fry received the maximum 10-year sentence for killing Patrick McEwen, but some still left the Johnson County Courthouse outraged Thursday morning.

To be sure, they were mostly upset with 6th District Judge Mitchell Turner, who found Fry guilty of voluntary manslaughter instead of murder. Heavily intoxicated, Fry broke into McEwen's apartment on Feb. 7, 2008 and beat the 75-year-old man to death.

Subtracting for jail overcrowding, good behavior, and the time Fry has already spent in prison, he could be eligible for parole in fewer than four years, Johnson County prosecutor Janet Lyness said Wednesday.

"Good lawyering pays off," said UI law Professor David Baldus. "That's why we learn these technicalities. A good lawyer can take control of the details."

Baldus, who teaches criminal law, pointed to a division in opinion in the community; several lawyers told him they believe Turner made his decision in the right way.

The complex details of the case won Fry a conviction on a lesser charge than second-degree murder, generally a killing without premeditation. Fry's attorneys, Peter Persaud and Quint Meyerdirk, lowered the verdict to voluntary manslaughter by citing a 1914 Iowa Supreme Court ruling.

They argued a confused and drunken Fry struck the elderly man because he thought McEwen was the intruder. A sober man would also have lashed out

ON THE WEB

See footage from Curtis Fry's sentencing Thursday on Daily Iowan TV at dailyiowan.com.



If he believed an intruder were attacking him, Turner said in the April 3 verdict reading.

Instead of a 50-year maximum sentence for second-degree murder, Fry's penalty includes a 10-year prison sentence — of which he will likely serve roughly half — and \$150,000 victim restitution to McEwen's only known family member, an estranged 91-year-old sister.

Still smoldering from the verdict, McEwen's supporters believe the infirm and "fearful" man would not dare to approach Fry and provoke him.

"I'll try to put this in words that are printable," said Lindsay Eaves-Johnson, a

SEE FRY, 5A

Dem takes aim at Grassley's economic record

A Democratic Senate candidate frames incumbent Charles Grassley as out-of-touch.

By **SHAWN GUDE**
shawn-gude@uiowa.edu

U.S. Senate candidate Bob Krause doesn't have any personal animosity toward Sen. Charles Grassley, R-Iowa.

"I think he's an honest man," said Krause, who mingled with Hamburg Inn diners early Thursday night.

But he contends Grassley, after nearly three decades in the Senate, has gradually "drifted" away from average Iowans and

called Grassley's seniority "over-rated," based on what he's been able to accomplish.

"You stay around public office that long, you collect a circle of friends, a circle of lobbyists that might be around you," said Krause, a 1972 graduate of the UI. "You get infused with the same ideas constantly."

Krause first must get past next year's Democratic primary; Sal Mohamed and Art Small have also declared. If he does so, he'll face Grassley in next November's mid-term election.

The Democratic challenger asserted Grassley is partially to blame for the financial crisis because of his backing of a bank deregulation bill a decade ago.

"He was in the forefront of the effort to deregulate the hedge funds, and the insurance compa-

nies, and the banks," Krause said. "And actually, it really set the stage for the entire AIG debacle, the Citibank debacle, the entire thing ... They were all a consequence of what Sen. Grassley actively supported. He created this house of cards with his own actions."

While some have derided the law as ultimately destabilizing the financial sector and providing a partial impetus for the financial crisis, it was supported on both sides of the aisle, passing the Senate 90-8.

Krause largely toes the Democratic line on policy issues. He backs the Employee Free Choice Act, which would make it easier to unionize. In addition, he supports a cap-and-trade system for



REBECCA MNUK/THE DAILY IOWAN

Bob Krause talks to members of the UI Democratic Student Association at the Hamburg Inn on Thursday. Krause is a candidate for the Democratic nomination for the Senate seat held by Sen. Charles Grassley, which will be decided in June 2010.

SEE KRAUSE, 5A

UI may eye land

Three non-UI owned locations deemed suitable for the relocation of Hancher raise questions about eminent domain.

By **MICHAEL DALE-STEIN**
michael-dale-stein@uiowa.edu

The UI could use its governmental power as a state university to acquire private property for relocating the Hancher/Voxman/Clapp complex, officials said.

Of the eight potential sites the UI presented to the state Board of Regents for rebuilding the complex, three are not university-owned, said UI spokesman Steve Parrott.

But the university could use eminent domain — which allows governmental purchase of private property under certain conditions — to secure those sites.

"As a state entity, we can use eminent domain," Parrott said, but noted it's too soon to determine whether the UI will use that privilege.

The three non-UI properties include two areas in the vicinity of Clinton and Burlington streets and a third location northeast of the Iowa Avenue and Gilbert Street intersection. Parrott could not give more specific locations for the sites.

Property taken with eminent domain falls under Fifth Amendment rights and must be acquired for "public use," according to a 2005 U.S. Supreme Court ruling. Governmental agencies are expected to provide owners with "just compensation." In Iowa, eminent-domain requests must follow specific procedure set by the state code. The first step is writing a notice of public hearing to owners.

SEE EMINENT DOMAIN, 5A

Classic cars, classic worker

Faces of the UI

Do you know a community member who has done something interesting? If so, e-mail us at: daily-iowan@uiowa.edu.

A 63-year-old car collector has dedicated 45 years of her life to the UI.

By MEGAN DIAL
megan-dial@uiowa.edu

When Doris Havel began working at the UI, she used a typewriter, thermofax copier, and Dictaphone.

Now, 45 years later, she embraces the new age of technology as one of the UI's oldest and sagest secretaries.

Born and raised in Iowa City, 63-year-old Havel graduated from City High on June 4, 1964. Six days later, she stepped into a job in the UI Educational Placement Office.

"I did the usual office things," the cheerful red-head said about her initial position as a clerk II. "Things have changed since then."

Havel said she not only experienced the digital transformation, she also underwent changes in work procedures, the move from Seashore Hall to the Lindquist Center, and the promotion to a clerk III position in 1970.

Today, as a senior clerk III and the Educational Placement Office's main receptionist, Havel has many responsibilities — most important of which include greeting and assisting each visitor to the center.

Anyone from UI President Sally Mason to a young freshman walks through the office door, Director Rebecca Anthony said, and Havel greets them all with a smile.

Some of Havel's other responsibilities involve activating candidates' files for placement and letter service, collecting data on new master's and Ph.D. graduates for various reports for the education college, provost, and the state Board of Regents.



AMY ANDREWS/THE DAILY IOWAN



AMY ANDREWS/THE DAILY IOWAN

TOP: Doris Havel, a senior clerk in the Educational Placement Office, makes a copy on Wednesday. Havel has been employed at the university for 45 years.

BELOW: A certificate of appreciation to Doris Havel sits in the Educational Placement Office on Wednesday. Havel has been recognized for working at the university for 45 years.

But with the changes and increased number of duties, Havel's enthusiasm for her job and her cheerful nature have remained constant.

"Doris not only always has a smile, she lets everyone know she cares and that she is here to help them," Anthony said.

Anthony described Havel as a "truly valued employee" who is cherished by the Educational Placement Office staff.

The staff showed its respect for the senior secretary at the Staff Appreciation and Awards Reception on April 21 by devel-

oping a PowerPoint presentation showing photos of Havel through her 45 years of work.

As an extra surprise, the staff invited Herky — one of the few UI employees who has worked longer than Havel — to help present Havel's award.

"Doris is a good colleague. She is professional and always willing to share a laugh with others," Anthony said.

Anthony said UI alumni still call the office and ask to speak to Havel because they remember her cheerful nature and helpfulness from years before.

Doris Havel

- 63 years old
 - 1964 City High alum
 - Married to Glenn Havel, 66
 - One daughter, Darcy, 22
 - Receptionist in the UI Educational Placement Office for 45 years
- Source: Doris Havel

Havel and husband Glenn, 66, have a 22-year-old daughter, Darcy. Havel said they were married 20 years before Darcy was born.

"It wasn't planned," she said, adding the story is one of her favorite memories.

The secretary had been feeling unwell for a few days, and she missed a co-worker's retirement party to visit a doctor. She called the office with the surprising news after her appointment, and staff included the news in their celebration.

Havel's desk is home to a photo of her daughter, framed by a miniature Mustang convertible — evidence of the Havels' main hobby: classic cars.

"We're pretty heavily into that," she said. "We belong to a couple of car clubs."

The Havels helped found the Classy Chassy Cruisers — which now has more than 200 members — and the Cruisematics.

Each club meets once every month for "cruise nights."

"I'm kind of the social chair," Havel said. "We cruise for food, so I set up a place to eat each month."

The taco pizza and pasta lover said she and her husband own five classic cars, including several old Chevrolet Impalas and a turquoise 1989 Mustang convertible — nearly identical to her daughter's picture frame.

The couple attend a few Cedar Rapids-area car shows every year, but Havel said they mostly enjoy the monthly meetings and cruising the streets in their own beauties.

As much as Havel loves her cars, she said, she will remain faithful to her coworkers and her job.

"Hopefully, I don't plan to retire for a while yet," she said.

METRO

IC to get \$8.6 million

Iowa City will receive \$8.6 million in Federal Emergency Management Agency funds from the Hazard Mitigation Program.

Dave Loebbeck, D-Iowa, secured the grant, which will be used for Iowa City to buy 39 homes and one vacant lot damaged in last summer's flood.

The properties are located on Taft Speedway, Park Road, Normandy Drive, and Eastmoor Drive.

The buyout will protect Iowa City from future damages, and it will help reduce emergency response and evacuation costs.

Property acquisitions made with money from FEMA's Hazard Mitigation Program are intended to aid families affected by last year's flood and also protect property in future emergencies.

"It is unfortunate that this funding is necessary, but as Iowa is still struggling to rebuild, these funds come at a time when our families could use some help," Loebbeck said in a news release.

"This funding marks an important point in our recovery process — families who have been at a standstill will finally be able to move forward. Additionally, these funds will aid our planning efforts by protecting our communities from future disasters."

Local governments and the property owners make the decisions to acquire damaged property.

— by Megan Dial

Supervisors want more time for Sutliff bridge decision

The Johnson County Board of Supervisors sent a letter to the Federal Emergency Management Agency Thursday asking for more time to

decide the fate of the Sutliff Bridge.

FEMA told the supervisors they need to decide by May 15 whether they want to rebuild the bridge, which was damaged during last summer's flood. If they decide to rebuild it, FEMA will pay for the cost.

The project to rebuild the historic bridge became eligible for FEMA funds when Johnson County assumed ownership of it last week — it was previously owned by the Sutliff Bridge Authority.

The supervisors said they need more time to assess damages to the bridge and have estimated it could cost up to \$10,000 to complete that evaluation. If the supervisors decide to rebuild the bridge, the funds for the assessment could be refunded by FEMA. However, there will be no reimbursement if the bridge is not rebuilt.

— by Shane Ersland

Satterfield trial now set for October

Abe Satterfield, a former Hawkeye football player charged with sexual abuse in alleged connection with an incident in Hillcrest, will not go on trial until October.

On Thursday morning — Satterfield's scheduled final hearing — 6th District Judge Douglas Russell approved a second motion to delay the trial. It was originally set for March 30, then May 18.

Satterfield's attorney, Alfredo Parrish, filed the request Wednesday. According to the motion, they still need medical records and witness testimonies, and it could take 60 days to get them.

Satterfield, 20, was charged with third- and second-degree sexual abuse for allegedly raping a former Hawkeye athlete in Hillcrest.

Nineteen-year-old Cedric Everson was also named in the reported 2007 incident. His lawyer, Leon Spies,

agreed a delay in Satterfield's trial is necessary and said Wednesday he would also ask to push back Everson's trial.

— by Zhi Xiong

UIHC give-back nets \$1.7 million

UI Hospitals and Clinics generated more than \$1.7 million from its two voluntary give-back programs. More than 850 UIHC employees contributed some of their vacation time or took a temporary salary cut.

UIHC senior leaders thought it was a "remarkable success," said UIHC spokesman Tom Moore.

Since February, UIHC officials have been looking at different ways to scale down the hospital's expenses. In March, officials ended the free outpatient parking program, which could save \$1.2 million for the hospital every year. That same month, more than 40 UI Health Care senior leaders gave back \$2.6 million from their salaries.

At the state Board of Regents meeting in April, UIHC officials predicted the hospital would finish fiscal 2009 \$5 million short of its \$861 million budget.

Moore said the final budget will be complete on June 30.

— by Jennifer Delgado

Man beaten, robbed

An Iowa City resident was reportedly beaten and robbed while walking home early Sunday morning.

According to Iowa City police, the 21-year-old was walking home along Bowery Street, carrying a 30-pack of beer, when he met a group of four white males walking toward him in the vicinity of Dodge Street.

The victim and the group stopped and had a brief conversation before one of the assailants punched the victim in the side of his face. The punch may have knocked the victim unconscious, and he has very little memory of the events after the assault, police said.

The assailants apparently took the victim's beer and money from his wallet, police reports show.

The victim sought treatment at UI Hospitals and Clinics Tuesday afternoon. He had a broken tooth and broken jaw.

The suspects are described as four white males, one of whom was wearing a gray hooded sweatshirt. Prior to the attack, they had been walking westbound along Bowery Street near Dodge Street.

— by Regina Zilbermintz

Woman charged with drug possession

An Iowa City woman was arrested after officers allegedly found heroin and marijuana in her home, authorities said.

Virginia Visker, 51, 11 N. Dodge St., was charged Wednesday with possession of a controlled substance, a controlled-substance violation, and keeping a drug house.

According to police, officers served a narcotics search warrant at Visker's residence. Visker showed the officers her stash of heroin, which she keeps for personal use.

Officers also found packaging materials, marijuana — some packaged for sale — and cash, police said.

Visker said she used some money from dealing marijuana to pay bills and purchase heroin for herself, police reports show.

All three charges are Class D felonies, punishable by up to five years in prison and a maximum fine of \$7,500.

— by Regina Zilbermintz

STATE

Firm buys meatpacker debt

IOWA CITY (AP) — An undisclosed company has bought a \$10 million credit line to a bankrupt Iowa kosher slaughterhouse, paving the way for the plant's sale.

Agriprocessors Inc. bankruptcy trustee Joseph Sarachek says the company, which he wouldn't identify,

bought out First Bank Business Capital's loan to Agriprocessors on Wednesday for an undisclosed amount.

In an interview Thursday, Sarachek says the company bought out the credit line "presumably" because it wants to buy Agriprocessors.

The Postville slaughterhouse filed for bankruptcy in November, almost six months after federal immigration agents raided the plant and arrested

389 workers.

A proposed auction of the company in March failed to attract a buyer willing to meet St. Louis-based First Bank's buyout request.

Iowa House speaker: Priorities face rough road

DES MOINES (AP) — Iowa House

Speaker Pat Murphy is acknowledging that labor and tax issues that failed narrowly in the last legislative session face a doubtful future next year.

Murphy, a Dubuque Democrat, said the issues could be debated again next year, but action will be complicated by the 2010 elections.

"Things get more difficult in election years," Murphy said in an interview with The Associated Press.

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BREAKING NEWS

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DI TOP STORIES

Most-read stories on dailyiowan.com for Thursday, May 7

1. Bar limit doesn't worry owners
2. Bar measure more likely to hinder revenue than cut drinking
3. Some towns may not use tax revenue for flood relief, prevention
4. Fry awaits sentencing, could get reduced time
5. Defective party

POLICE BLOTTER

Benjamin Brown, 19, Cedar Rapids, was charged Thursday with OWI.
Jason Chezum, 38, 713 Kimball Ave., was charged Thursday with public intoxication.

Jose Resendiz-Dionicio, 35, 2128 S. Riverside Drive Apt. 10, was charged April 20 with driving with a suspended/canceled license.

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Fed: 10 banks found wanting

By DANIEL WAGNER and JEANNINE AVERSA

Associated Press

WASHINGTON — The government's long-awaited "stress-test" results have found that 10 of the nation's 19 largest banks need a total of approximately \$75 billion in new capital to withstand losses if the recession worsens.

The Federal Reserve's findings, released Thursday, show the financial system, like the overall economy, is healing but not yet healed.

Some of the largest banks are stable, the tests found. But others need billions more in capital — a signal by regulators that the industry is vulnerable but viable. Government officials have said a stronger banking system is needed for an economic rebound.

Officials hope the tests will restore investors' confidence that not all banks are weak, and that even those that are can be strengthened. They have said none of the banks will be allowed to fail.

The banks that need more capital will have until June 8 to develop a plan and have it approved by their regulators.

Among the 10 banks that need to raise more capital, the tests said Bank of America Corp. needs by far the most: \$33.9 billion. Wells Fargo & Co. requires \$13.7 billion, GMAC LLC \$11.5 billion, Citigroup Inc. \$5.5 billion, and Morgan Stanley \$1.8 billion.

The other five requiring capital are all regional banks: Regions Financial Corp. of Birmingham, Ala., needs to raise \$2.5 billion; SunTrust Banks Inc. of Atlanta \$2.2 billion; KeyCorp of Cleveland \$1.8 billion; Fifth Third Bancorp of Cincinnati \$1.1 billion; and PNC Financial Services Group Inc. of Pittsburgh \$600 million.

Some of the firms that need more capital already are announcing their strategies. Morgan Stanley, which the government says needs \$1.8 billion in new capital, said it plans to raise \$5 billion. That will include \$2 billion in common stock.

The tests found that if the recession were to worsen, losses at the 19 stress-tested firms during 2009 and 2010 could total \$600 billion.

"Looking at the big picture, you can say that things aren't so bad for the financial industry as a whole," said Kevin Logan, chief U.S. economist at Dresdner Kleinwort.

But Logan said attracting fresh capital will be a challenge for banks that need it.

"The banking industry is not going to make a lot of money going forward, and that's a dilemma for keeping banks solvent and getting them lending," he said.

Financial stocks surged in after-hours trading, after the report was released at 5 p.m. Citigroup shares jumped 8.4 percent to \$4.13, and State Street rose 7.3 percent to \$40.60. Earlier, the markets had been down.

The government's unprecedented decision to publicly release bank exams has led some critics to question whether the findings are credible. Some said regulators seemed so intent on sustaining public confidence in the banks that the results would have to find the banks basically healthy, even if some need to raise more capital.

Jaidev Iyer, a former risk-management chief at Citigroup, said regulators are playing to public expectations, which could put the government in the role of creating "winners and losers."

Because the government has said it won't let any firm fail, that could put taxpayers on the hook more than a confidential test would have, he said.

"If there is in fact no appetite to let losers fail, then the real losers are the market at large, the government, and the taxpayers," Iyer said.

In the tests, the Fed put banks through two scenarios

for what might happen to the economy.

One reflected forecasters' current expectations about the recession. It assumed unemployment will reach 8.8 percent in 2010 and house prices would decline by 14 percent this year.

The second scenario imagined a worse-than-expected downturn: Unemployment would hit 10.3 percent and house prices would drop 22 percent.

The steeper downturn would make it harder for consumers and businesses to repay loans, which would cause banks' assets to lose value. The government is forcing the banks to keep their capital reserves up so they can keep lending even if the economic picture darkens.

But some analysts questioned whether the tests were rigorous enough. Economic assumptions have changed since the test was designed in February. The U.S. jobless rate has risen to 8.5 percent and is projected to go higher this year.

"The assumptions the government has used are likely not to be completely accurate," said Jason O'Donnell, a bank analyst with Boenning & Scatertgood Inc.

Massage Oasis joins UIHC

Massage therapy has many health benefits, said Kristen Stephens, the owner of A Massage Oasis.

By EMILY MELVOLD

emily-melvold@uiowa.edu

A trip to the hospital is seldom labeled relaxing, but a new center at the UI Hospital and Clinics is helping employees and visitors unwind.

A Massage Oasis opened a new location near the fountain entrance of the UIHC on Monday, providing a walk-in service for patients, faculty, and visitors. They can sign up for 10- to 30-minute chair massages for \$1 per minute.

Workers at the company, which has contracts with the hospital, said they already had one location in the Pomerantz Family Pavilion, and they want to add a more "convenient" location.

Since the addition of the second massage center, Oasis has double its business, said owner Kristen Stephens.

She pointed to stress from the recession as a possible reason for the increase.

"People are a little more stressed with budget cuts and the economy the way it is, and



WHITNEY WRIGHT/THE DAILY IOWAN

Massage therapist Mark Linahon gives a massage to Sumia Mohamed at the Massage Oasis in the UIHC on Thursday. The fountain entrance lobby location opened on Monday.

'People are a little more stressed with budget cuts and the economy the way it is, and we just really love to help them de-stress.'

— Kristen Stephens, Massage Oasis Owner

we just really love to help them de-stress," she said.

UIHC faculty are the most frequent customers, she said, and many have become repeat clients.

"It's excellent — it gets all of my kinks and pressure points,"

said Gary Pirkl, a nine-year employee of the UIHC who has received two 30 minute sessions. "I come away a lot more relaxed and refreshed after."

Massage has many health benefits, Stephens said, including reduced muscle pain, enhanced circulation, and improved thinking, among others.

She would like to see more people incorporate massage into their health routines, she said.

"People think massage is just about being pampered, but it's more than that," Stephens said. "It's about wellness."

The neck, shoulders and back areas are the main focuses for the Oasis chair massages. All of the staff members are licensed, and five of Stephens' seven employees

ON THE WEB

See video of UI Hospitals and Clinics' new massage station at dailyiowan.com.

A massage oasis

The chair massage service is available to help UIHC faculty, patients, and visitors relax.

- Hours: 10 a.m. to 4 p.m. Monday through Friday
- Location: UI Hospitals and Clinics Pomerantz Family Pavilion, Level 2, Elevator L or the Fountain Entrance
- Cost: \$1 per minute

Source: Kristen Stephens

graduated from the East-West School of Integrative Healing Arts in North Liberty, where Stephens serves as director.

The school — awarded Small Business of the Year in 2008 by the Iowa City Area Chamber of Commerce — was formerly located in downtown Iowa City but moved to North Liberty because of an increasing number of students.

Mark Linahon, a graduate of the school and professional masseur, serviced three clients within one hour on Thursday afternoon. He stressed the importance of massages, noting he gets one every week.

"\$10 and 10 minutes can make a big difference in your day," Stephens said. "It feels like we are adding just a little more warmth to the hospital."

I think someone who has respect is also curious because curiosity helps people to see that each person is unique and has his or her own interesting story.

Ken Brown

Ken Brown
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Management & Organizations

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Officials like formula for admissions

UI officials are confident in a new admission formula after its first year in effect.

By **CLARK CAHILL**
clark-cahill@uiowa.edu

The days of coasting through senior year could be over for those who want to attend state universities in Iowa — something many students found out this year.

Starting this past year, high-school seniors qualify for admission to any of the three state schools — the UI, Iowa State University, and the University of Northern Iowa — if they score at least a 245 on the Regent Admission Index.

The index combines four factors aimed to predict success at regent universities — ACT or SAT test score, high-school rank, high-school cumulative grade-point average, and the number of completed high-school core courses.

Each factor is weighted differently in the index, with grade-point average and number of core courses weighted the heaviest.

For several years, if students completed the minimum number of required courses and ranked in the top half of their class, they automatically qualified for admission, said UI Senior Associate Director of Admissions Emil Rinderspacher.

But that didn't suffice. "A lot of school boards were receiving pressure to abandon class rank because it wasn't advantageous for some students. There were also a lot of Iowa schools that didn't even rank their students," Rinderspacher said. "Therefore, the state universities had to figure out a new system to evaluate those students."

The formula gives colleges a more well-rounded picture of students beyond their class ranks, he said, and the heavy weighting on the number of core courses allows for students to become better prepared for higher-education courses.

Though the system is aimed to steer away from class rank, it is still a small part of the formula. Those enrolled in a non-ranking school — around 30 percent of UI applicants — are considered on an individual basis, Rinderspacher said.

"[For those students], we still look at the ACT scores, grades

A new system

Regent Admission Index formula:

- ACT composite score
- High-school rank
- Grade-point average
- Number of high-school courses completed in the core subject areas

Source: State Board of Regents

"I don't want to steer any students away from taking a course they are interested in, but if they are on the bubble for admission, it might be to their advantage to take a core course instead."

— **Eric Peterson**, City High guidance counselor

in core courses, amount of courses, and grade-point average," he said. "We just don't have the convenience of the index rating."

The formula hasn't come without some confusion and frustration. City High guidance counselor Eric Peterson said the new system puts counselors in a tough position when students want to take electives during their senior years, when taking a core course might benefit him or her more.

"A lot of good programs don't fall into the core area, such as music and journalism," Peterson said. "I don't want to steer any students away from taking a course they are interested in, but if they are on the bubble for admission, it might be to their advantage to take a core course instead."

Rinderspacher also noted there has been some confusion from many schools as to what courses fall under the category of being a core class.

"The guidelines for the courses were on the [state Board of Regents'] website, but there was still a lot of confusion, especially for out-of-state applicants," he said. "We have since reworded some of the language, and now having a year under our belts, we are more confident in the system."

Court refuses to halt deportation of alleged Nazi camp guard

By **THOMAS J. SHEERAN**
Associated Press

CLEVELAND — Alleged Nazi death camp guard John Demjanjuk lost his bid Thursday to get the U.S. Supreme Court to stop his deportation to Germany, where an arrest warrant accuses him of 29,000 counts of accessory to murder during World War II.

Justice John Paul Stevens denied, without comment, Demjanjuk's plea to step into

his case. The 89-year-old retired autoworker lives in suburban Cleveland, and he, his family, and his lawyers say he's in poor health and too frail to be sent overseas.

Demjanjuk maintains he was held by the Germans as a Soviet prisoner of war and was never a camp guard.

With his U.S. options dwindling, Demjanjuk's attorney in Germany made a separate appeal Thursday to a German court to block the deportation.

There was no immediate indication from Immigration and Customs Enforcement whether the agency would move promptly to deport Demjanjuk.

Messages seeking comment were left with an agency spokesman.

John Demjanjuk Jr. gave no indication in an e-mail to the Associated Press of any further appeal planned on his father's behalf.

"After nearly killing him in combat as a Soviet soldier and

Ukrainian POW, it appears Germany will now be responsible to care for him in a nursing home for the remainder of his life — if he survives the transportation," he wrote.

There was no immediate comment on Stevens' decision from Demjanjuk's attorney, John Broadley. A message was left for him.

The Department of Justice said it was working on the case but would not specify any deportation schedule.

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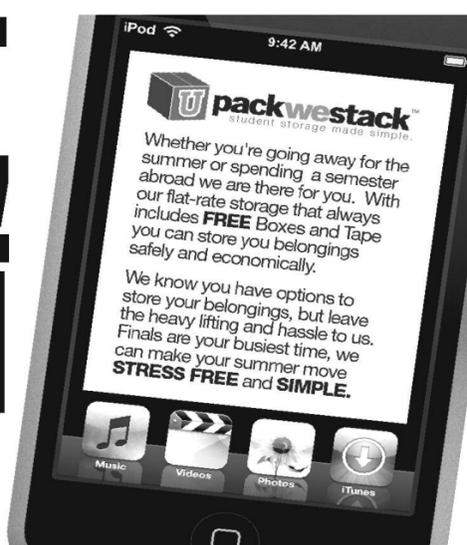
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E-mails reveal unease

LOMBARDO

CONTINUED FROM 1A

should wait until "Friday, when the full council gets together."

At that meeting, the council voted unanimously to fire Lombardo.

Last November, officials also received an anonymous letter complaining about Lombardo's conduct during a luncheon, documents show.

The writer told the council Lombardo made his or her luncheon experience "sour," saying the former city manager showed "unbridled egotism." He or she also warned city officials they "may not be aware of what goes on behind your backs."

The person wrote it "seemed strange for [Lombardo] to exhibit publicly his disdain for group process and his supervisors," adding he was "disloyal," and "arrogant."

"I feel sorry for those who must work closely with him," the person wrote. "He is a smooth

talker and a big smiler when he needs to be and is charming upon first impression, but there is a very dark side of him."

But officials questioned the significance of the comments Thursday.

"I don't give anonymous letters any credibility. I think anyone can write an anonymous letter," Councilor Connie Champion said. Mayor Regenia Bailey echoed that.

"I didn't put a lot of weight in [the letter]," she said, and noted another person at the luncheon made similar comments about Lombardo. "But I certainly understood the circumstances in which somebody might write us anonymously."

In another e-mail released Thursday between Hayek and Lombardo, the city councilor told Lombardo his quotation in the *Iowa City Press-Citizen* is "not what I would have used." Hayek was referencing Lombardo's criticism of the Johnson County Board of Supervisors for its hesitation to support the local-option sales tax's four-year sunset.

"Language that strident has an impact — and not one that I think benefits the city long term," Hayek wrote.

Lombardo responded to Hayek later that day defending his language, saying he didn't feel his comments were strident.

In his reply, Lombardo accused two supervisors of pushing their agenda in a threatening way, warranting his harsh remarks.

E-mails in the 295-page packet also show Lombardo asked fellow city officials — such as interim City Manager Dale Helling — on at least two occasions to attend events he couldn't make.

But Helling said that shuffling often happens in an office, and as Lombardo's assistant, he expected to have to cover things.

"More than one person can do it," Helling said. "It's very common in an office."

Helling, along with Champion and Councilor Mike Wright, declined to comment further on the packet of e-mails.

Hancher decision in June

EMINENT DOMAIN

CONTINUED FROM 1A

To date, the UI has never needed to take property under eminent domain, Parrott said. University officials didn't consider using it after the 2006 tornado because "very few UI buildings were seriously damaged."

But this time, the situation could be different. The flood damaged roughly 20 UI buildings, and officials are looking to relocate a handful of those with financial assistance from the Federal Emergency Management Agency.

Attorney Dan Biersdorf, who specializes in eminent domain law, said any public university has eminent-domain rights and can condemn — or forcefully purchase — the private property for public use.

"If [any university] feels it

needs to move somewhere and can't cut a deal with a property owner, it won't have any other choice but to use eminent domain," said Biersdorf, who has practiced eminent domain law for 20 years with Mineapolis-based Biersdorf & Associates, a firm licensed to practice in Iowa and 14 other states.

Biersdorf said a university can't simply use FEMA money to seize property. Generally, the institution would need approval from the state Legislature first.

"If a university [takes over property] for educational purposes, it will give the institution the right to condemn the property," Biersdorf said.

Universities usually are not overly aggressive in forcing private property takeovers, he said, noting "that won't help public relations."

But UI senior Michael Ott said if the UI decides to exer-

cise its governmental right, he will understand.

"As long as the UI provides Iowa City residents with appropriate restitution, they should be able to accommodate its changing needs as it sees fit," Ott said.

The new complex should stay as close to campus as possible, he said.

Officials have said the UI is considering the eight sites because they fall within a 15-minute walk from campus.

The five UI-owned options include the Hawkeye Marching Band field, an area north of the current Hancher/Voxman/Clapp complex, Hubbard Park, UI land north of Myrtle Avenue, and university parking lots north of the University Services Building.

The regents could choose a relocation site at their June meeting, Parrott said.

Dem eyes Grassley's seat

KRAUSE

CONTINUED FROM 1A

greenhouse gas emissions and enacting universal health care.

He said he's a strong supporter of the economic-stimulus plan, but he was ambiguous when discussing his position on last year's \$750 billion bailout package for the financial system.

While the concept behind the measure was good, "I think it was very poorly drafted," he said.

Still, he sympathized with lawmakers, who he said were confronted with a "stampede" of people claiming financial collapse if the package failed.

Krause has a varied back-

ground. He served in the Iowa House in the 1970s, worked in Jimmy Carter's administration, and has written five books and additional articles on transportation policy.

The Fairfield resident is also chairman of the Iowa Democratic Veterans Caucus and worked for the Iowa Department of Transportation.

"I was really impressed with his background," UI sophomore Dane Hudson said, pointing to his grass-roots and national experience. "That's what we need."

For his part, Iowa City resident Mark Grunzweig, 51, called Grassley a "very shrewd, wise man," but was unhappy with his performance.

The long-time senator has

"become a patrician," Grunzweig said, and has been inadequate at supporting the "poorest of the poor" — his top voting priority.

Krause is facing a seemingly insurmountable funding shortfall: Grassley has more than \$3 million on hand. As for Krause?

"Trust me, I have substantially less than that," he said.

Still, Krause remained optimistic, and rejected the notion that Grassley is unbeatable.

"I think once the campaign gets momentum, that those kind of problems will take care of themselves," Krause said of his paucity of campaign money. "In the largest forests, the mightiest oak trees eventually fall to the ground."



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Editorial

Students, hit the snooze button and take advantage of late classes

Offering more night classes is the latest scheme UI officials are putting in place in an effort to keep students from having fun. At least, that's how some students see the move.

While policymakers on campus may have drinking in mind as part of the reason to offer more night classes, students should welcome night classes as a convenient way to accommodate schedules.

Doug Lee, the associate dean of the UI Division of Continuing Education, told the *DI* night classes were originally a way to accommodate nontraditional students — for instance, students with children or full-time jobs off campus or older students. However, the courses have gained popularity with regular students.

Around 10,000 students were enrolled in night classes in the fall of 2007. Now, almost 13,000 students are already slated to take night classes in the fall of 2009.

Officials from the Division of Continuing Education said providing an alternative to the bar scene is part of the consideration behind offering more late classes.

"I think it definitely would give students another option if they schedule a night class," Lee said. "This way, they're obviously not in a bar, so I think it benefits both the students and the university ... the main focus needs to be on spending time in school."

But that's a motive many students are critical of.

"I don't think night classes will stop anyone from drinking as much as they already do," a UI junior told the *DI*.

But the biggest reason behind offering late classes is convenience. We join a growing number of students who have realized

that a 5 p.m. class is preferable to an 8:30 a.m. lecture.

Nontraditional students enroll in late classes out of necessity; they have "real jobs" and other responsibilities to handle during the day. But for full-time students, half-a-decade or less out of high school, late classes shouldn't be viewed as another example of the university stepping up with a vain attempt to cut drinking. Instead, students should realize the university is doing them a favor: They can sleep in without skipping their first meeting of the day.

Early classes can prevent students from spending an appropriate amount of time asleep. Numerous studies have shown that sleep-deprived students have a harder time paying attention and ultimately learn less efficiently. In fact, according to the UI Student Health website, we function at 50 to 70 percent of optimal efficiency when we're sleep-deprived. That means "when we're tired, we're more likely to waste time reading and rereading the text or making silly writing mistakes when studying or working," according to the website.

Additionally, research indicates that waking unnaturally (with an alarm, for instance) disrupts the sleep cycle. As a result, people are less able to focus and absorb information shortly after waking than they are later in the day. Clearly, that indicates later class times are beneficial to learning.

And maybe night classes will scratch the surface of the campus' drinking problems. However, curbing drinking should be viewed as a secondary consequence of later class times. Evening classes offer students a shot at convenient scheduling and more effective learning.

Soda, so good



EMILEIGH BARNES and KURT CUNNINGHAM
daily-iowan@uiowa.edu

Emileigh: I've heard, through anonymous groans on our comment board lately, that some readers think my column doesn't talk about serious enough topics.

Of course, this is tricky, because, as the editor, I can't technically take a strong stance on anything we might cover on our pages — read, almost everything — because it might compromise the paper's integrity.

However, because I know it's just so important, i.e., may mean the downfall of the entire newspaper, I've decided to eschew those rules, to address something that nearly everyone can relate to: *cokes*.

(I write cokes for the same reason I write mama: I'm from Mississippi. Hold your judgments, Midwesterners, and let me at least, in my defense, bring up the issue of Kleenex and Band-Aids. Also let me say how much I love middle America.)

Here's the thing, because there are so many things I could say, and so many arguments to be had about cokes, I've decided to team up with fellow columnist Kurt Cunningham to help me really flesh this out.

Kurt: I find it strangely odd the way in which two words have the same meaning, pop and soda, and even the twister, coke. I think about things like this every day, because when placed into a plastic cup two sizes too big for a car cup holder, all three bubble down your throat the same way and all three fill your mouth with cavities.

The mere thought of a 64-ounce coke just makes my teeth scream, "Hello! we have feelings, too, and no, I will pass on that large amount of sugar today."

Emileigh: Actually, I think my teeth yearn for that sugar/fake sugar-coated feeling, ever since that first Iowa 64-ounce soda. I got it at Iowa Book before classes started. Delicious, Diet Coke. Let me also tell you, I hardly remember the soda because I was too busy taking a picture of the sign in the window that said "pop." They really call it that here? How wonderful!

Kurt: The real aim for this column, though, is finding out where the best 64-ounce soda comes from and if that soda tastes best in 64-ounces, not why pop, coke, and soda have similar meanings. Thus, I must ask you, Emileigh, where can

the best 64-ounce coke on campus be bought from?

Emileigh: The best 64-ounce soda, in my opinion, is from Kum & Go.

Kurt: Valid answer, although let me share a story with you.

Never in my wildest dreams did I think I would see someone actually consume, digest, and ask for more soda upon finishing a 64-ounce coke from Kum & Go. But in my second-year class freshman year of college, my Social Scientific Foundations of Communications teaching assistant Lee Farquhar proved me wrong. He introduced himself, as most civilized individuals do, and proceeded to explain to the class how 64-ounces was just not enough. He typically has two. I was officially scared.

Not only did 128 ounces of pure soda intimidate me, a scene from *Super Size Me* ran through my head. I didn't want to lose my vision like the gentleman getting gastric-bypass surgery.

I will say though as time progressed, I have developed quite liking for the Den's mid-size soda. And in my opinion, that's the best.

Emileigh: How do you feel about suicides? Other than the relatively un-PC nickname, I mean.

Kurt: Suicides? Maybe when I was 5.

I seem to think that suicides are how Forrest Grump saw boxes of chocolate. "You never know whatcha going to get."

I take each sip, not knowing whether this is Mountain Dew, fruit punch, or root beer. It is so nauseating, especially, if you mix in Dr. Pepper; that triples the flavor in just one sip.

Emileigh: And what about diet suicides? I think they're just as good, but next year's editor, Kelsey, vehemently disagrees. She thinks a suicide can only be the marriage of diet and non-diet sodas. I think, who cares! Let the diets mingle together. It's not like we're going to devolve into a society in which sodas can combine with cups without ice. This of course brings me to the most important issue of all: ice.

I am a maniac ice chomper. I could eat (to the horror of my Aunt Roberta, a dentist) two or three trays of ice, if I wanted. Teeth be damned. This is why soft ice is the best — won't cause scorn from the whole health-related West Campus, and just as delicious to nom on. The most badass soft ice? Sonic. Oh yeah.

Kurt: Touché, boss — ice does make or break the drink.

My final vote though for best soda is a Coke — plain and simple — from Portillos. Nowhere around here. ■

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GUEST OPINIONS that exceed 300 words in length must be arranged with the Opinions editor at least three days prior to the desired date of publication. Guest opinions are selected in accordance with word length, subject relevance, and space considerations.

SEEMAN



Guest Opinion

Look outside federal courts for Supreme Court post

TIM RUTTEN
Los Angeles Times

By the end of the week, we'll probably know whom President Obama plans to nominate as retiring U.S. Supreme Court Justice David Souter's successor.

With all respect to the crack economic team the president has working overtime to keep as many of us as possible off the unemployment rolls and our 401(k)s off the do-not-resuscitate list, this will be the most important appointment he has made so far. Because he swept to electoral victory on the promise of fundamental change, I would urge him to break with the recent past and nominate someone from outside the federal judiciary, perhaps even someone who is not now a sitting judge.

Souter is the last Supreme Court justice whose opinions really have surprised court watchers. There's a reason for

that: He's the only justice on the court who took his seat without having his name attached to a string of decisions on federal law that predicted — and in some sense, bound him to — a particular jurisprudential tendency.

When President George H.W. Bush appointed Souter, he'd been a federal appeals-court judge for a matter of months. Most of his legal career had been spent on the New Hampshire Supreme Court and as the state's attorney general. He brought that experience to bear on the federal cases that subsequently came before him on the high court, and his common-sensical judicial profile emerged as those of the better justices so often have, on a case-by-case basis.

To admire that is to acknowledge the continuing relevance of Justice Oliver Wendell Holmes' great declaration of judicial realism: "The life of the law is experience."

Ideologues, however, hate surprises, which is why those on both sides of the Washington aisle took a lesson from the Souter nomination. The safe thing, they concluded, was to nominate only prospective Supreme Court justices who have a track record of written opinions on federal legal questions that can be parsed and scrutinized, line by line. (President George W. Bush's disastrous attempt to nominate then-White House counsel Harriet E. Miers only reinforced the lesson.)

Thus, the federal appellate courts have become what amounts to the Supreme Court's farm clubs. The brevity of Souter's service notwithstanding, the fact remains that every current member of the high court came directly from a federal appellate circuit.

But what the ideological purists gained in predictability, the country lost in experience. The notion that a prospective

justice's only relevant qualifications come from being a member of the federal judiciary may be convenient — in a crabbed sort of way — but it's flagrantly ahistorical.

Take, for example, the five jurists many legal historians would regard as the most important of the 20th century. In the first rank, you'd have to place Holmes, for judicial intellect; Earl Warren for leadership and vision; and William J. Brennan Jr. for courage, conscience, and the political skill to run a brilliant rear-guard action through the Burger court years that solidified and extended the Warren court's legacy. Just a bit behind those three come the great defenders of the First Amendment, William O. Douglas and Hugo Black, although much of their most admired work was iconoclastic and delivered in dissent.

Not one of these five justices served on the federal bench

before joining the high court.

Holmes and Brennan came from the Massachusetts and New Jersey Supreme Courts. Black sat briefly — and very early in his career — on an Alabama "police court" but was appointed because of his tenure in the U.S. Senate. Neither Warren nor Douglas ever had donned a judicial robe before being appointed to the high court.

Neither, for that matter, had justices Robert H. Jackson or Felix Frankfurter, who weren't exactly judicial slouches.

Obama knows all this well, which is why he should have the courage to reach beyond the narrow strictures of the recent past and look to the private bar, the statehouses, state courts, and, perhaps, legal academia for the next nominee. It would be a salutary event, if his own election could free us to consider an accomplished life's experience, along with sex, ethnicity and

sexual orientation, when we weigh a nominee's contribution to the court's "diversity."

Doing that might also free us from some of the worst rancor that has marked so many recent Supreme Court confirmation hearings. While nominating exclusively from the federal appellate bench gives the ideologues among us — depending on which side of the aisle they occupy — either a comforting certainty or a clear target, it also powerfully enables the kind of single-issue litmus-test confirmations that now seem standard operating procedure in the Senate.

It's hard for even the most partisan senator to arrive with an interest-group-approved checklist of issues on which to interrogate a nominee if he or she doesn't have a string of prior decisions to defend.

Tim Rutten is a Los Angeles Times columnist. This column appeared in Wednesday's *Times*.

Trying to find connections in disconnect

A long-standing relationship is tested in *The Decline of the Front Porch*.

By REBECCA KOONS
rebecca.koons@uiowa.edu

The Iowa New Play Festival is the time of year when young, ambitious playwrights get to show off their immense amounts of hard work in front of the general public. This onslaught of unseen talent provides theater enthusiasts and newcomers alike with six days of creative diversity, in which audiences can anticipate nothing short of pure dramatic craft.

At 5:30 and 9 p.m. today, the Theatre Building will host Mary Hamilton's *The Decline of the Front Porch*. Each of the four plays presented at this year's festival was created in the Playwrights' Workshop.

The Decline of the Front Porch tells the story of a couple who decide to travel to the beach in order to look for a new home. The two, Delaney

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ON THE WEB

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and Oliver, find themselves in a rather strained relationship as the plot progresses. Things only get worse when, after discovering her husband's affair with the real-estate agent, Delaney employs her own tactics to regain Oliver's attention.

"The couple were initially supposed to be a younger cou-



LINDSEY WALTERS/THE DAILY IOWAN

Director Anthony Nelson watches John Bates and Rosa Loops rehearse *Decline of the Front Porch* in the Theatre Building on Wednesday. The piece is part of the 2009 Iowa New Play Festival; it will be staged today at 5:30 and 9 p.m. in Theatre B.

ple," said director Anthony Nelson. "But I thought it would be more interesting to explore the relationship of an older couple."

Nelson came to the UI because he had a strong desire to work with new playwrights. Despite the play being present-

ed on a university campus, he thinks that Delaney and Oliver's relationship will still resonate with audiences, regardless of age.

One thing *Decline* offers is a considerable difference in the ages of its actors. From child to older adult, such a wide age

range has proven to be a welcome challenge for Nelson, because working with different degrees of experience has cleared the way for "problem solving and communication" among everyone involved.

"Getting actors, set designers, everyone into the same world and all playing together — that's the goal," he said. "It comes to a point where they are not insecure with an audience present, even during shocking or vulnerable moments."

Communication is the key factor in order for a show to run as smoothly as possible. This responsibility lies on all involved, including the stage manager. In this role, UI senior Richard Adams is learning firsthand just how intense the process can be.

A stage manager, he said, is essentially the "center of all communication" and at times can act as a messenger of sorts, voicing actors' questions and problems to the director, as well as letting players know

what a director wants out of the performance.

"This is the first play that I have done as stage manager by myself, and the amount of work and commitment is significantly higher," Adams said. "But it's something that I have definitely enjoyed."

The Iowa New Play Festival is an exceptional opportunity for young theater mavens to expand their artistic boundaries and let the world in on their one-of-a-kind works. The theater, Adams said, is something audiences should take great pleasure in, and "realize that you can go to a play and really enjoy the experience."

Nelson echoes Adams' sentiment regarding what crowd members can take away from the performance.

"The audience will appreciate and respect the actors for the great risks they are taking on stage," he said. "With *The Decline of the Front Porch*, hopefully they will be intrigued by the unfamiliar as well as the familiar."

All funkied up and everywhere to go

Chicago band Bumpus, best known for its '70s funk-influenced tunes, will bring the noise to the Yacht Club Saturday night.

By RACHAEL LANDER
rachaellander@uiowa.edu

Anyone yearning for the days of "The Brady Bunch," *The Rocky Horror Picture Show*, and shag carpets should go to the Yacht Club on Saturday. The era of funk will feverishly return on Saturday night when Bumpus hits town.

Bring your pet rock to the Yacht Club, 13 S. Linn St., at 9 p.m. for the show, in which Chicago-based Bumpus will be joined by the Big Funk Guarantee.

"We started off, and it was spoken word over acoustic hip-hop tracks, and slowly, we became a funk band," said James Johnston, Bumpus' singer and guitar player. "We didn't know how to play any instruments in a funk band, we just liked the music."



PUBLICITY PHOTO

Chicago band Bumpus brings its '70s-centric tunes to the Yacht Club, 13 S. Linn, Saturday night. This is the band's third time funkied in Iowa City.

Bumpus formed about 10 years ago when a few friends heard a Sly & the Family Stone album and became motivated to start their own retro group. Sly & the Family Stone influenced Bumpus largely because it worked to close the ethnic gap, incorporating blacks and whites into the band as well as mixing up the sexes.

"[Sly's] songs are great, [and] the energy is great," Johnston said. "That sort of inspired us to

have a band where we have guys and girls and different races. I think [Sly & the Family Stone is] our biggest influence."

The members of Bumpus came together without even knowing how to play instruments, which Johnston said was a focus for the band's first three years.

"It took us a while, and we didn't make an album right away, that's for sure," he said. "We just played as many shows

as we could. We played all over Chicago at any bar that would take us."

Bumpus has hit a few natural glitches along its musical path, including shifts in the lineup and a one-year hiatus, but that hasn't stopped the melodies from flowing. The band is working on its third album, which Johnston hopes will be ready when Bumpus returns to Iowa City this summer for Camp Euforia.

"This one is just like a dance

record," he said. "It's all fun tunes and hopefully funny — we'll see. I don't know if humor can translate to record, but we're hoping that it will."

One of the things that came with shifting members was the band's realization that it needed to keep things jovial. Johnston stressed that humor is key when on tour, because if one person is in a bad mood, it affects all the band's musicians.

"We like to play jokes on each other and surprise each other — it keeps it fun on the road," Johnston said. "You have to streak at least once per tour. It's the fun, it keeps it loose." The last time the group was in Iowa City, he said, one of the members blindly led them to a strip club. All in good humor, of course.

As for its non-retro sounding name, Johnston describes it as something that stuck from a misunderstood phrase during a wild college night.

"A lot of people think it's some Christmas story, but actually, the truth is that our bass player, Travis, and his good friend were super high on acid when they were in college, and Travis just misheard something [his friend] said."

While many bands congeal easily at the outset only to later dissolve, Bumpus' story has the opposite trajectory. Johnston described the band's relation-

ship as much more competitive at its start than it is now.

"We had the sort of, My art is more important than your art [thing]," he said.

Despite the negative vibes, Johnston stuck with it. The new members brought a new feel to the group, and the vocalist said the names on Bumpus' roster are all on good terms now.

"It's taken a lot of effort to keep the group together," he said. "It sort of comes back to, you ask yourself why are you doing this and is it still for the fun of it. I'm in it to write good songs and perform live because it gives me a piece of mind, and I really love it."

DI
dailyiowan.com

GIVE A LISTEN
Bumpus
All the People

Featured Tracks:
• "Something's Got to Give"
• "All the People"

If you like it:
See **BUMPUS** with the Big Funk Guarantee, at the Yacht Club, 13 S. Linn, at 9 p.m. Saturday, \$7.

TRENDSPOTTER

GIVING UP

In Winston Churchill's famous "Never Give In" speech, he implored the listener to "never yield to the apparently overwhelming might of the enemy." But let's face it, times are tough, and Churchill gave that speech almost 70 years ago. School sucks, work sucks, and the economy sucks, so it's time to toss every one of our towels into the middle of the ring. And then burn them for warmth, because who can afford utilities right now?

At some point during the school year, every student reaches a certain point when he or she just can't take any more. For many, giving up is a bonding experience akin to when Ashlee Simpson was caught lip-synching, in that people can remember exactly where they were when it happened. Maybe it was 11 pages deep into a 15-page term paper, or during the third-consecutive sleepless night amid towering stacks of library books. Or maybe it

was somewhere in the middle of that final short piece of the year written for a certain newspaper. The point is, giving up can be a liberating (if potentially grade-threatening) collegiate experience. So don't resist the urge to quit everything, curl up in the fetal position on your bed, and plead for a swift death. Embrace it, because quitters never win, but winners die of stress-induced heart attacks in their early 40s.
— By Brian Dau

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Suspect held in slaying of Wesleyan student

By JOHN CHRISTOFFERSEN AND KATIE NELSON
Associated Press

MIDDLETOWN, Conn. — Authorities late Thursday arrested the suspect in the slaying of a Wesleyan University student who, police said, had threatened to kill other students and Jews.

A police spokesman said 29-year-old Stephen P. Morgan was taken into custody in the central Connecticut town of Meriden, approximately 10 miles from Middletown, and turned over to police investigating Wednesday's fatal shooting of 21-year-old Johanna Justin-Jinich.

A law-enforcement officer in Washington said Morgan turned himself in. The officer spoke on the condition of anonymity because it was not his case.

Middletown police said they planned to make an announcement late Thursday night.

Justin-Jinich was shot several times inside a bookstore cafe just off campus by a gunman wearing a wig. Authorities have said Morgan and Justin-Jinich have known each other since at least 2007, when Justin-Jinich filed a harassment complaint against him while they were enrolled in a summer class at New York University.

An official with knowledge of the investigation told AP that police stopped Morgan shortly after the shooting, spoke to him, and let him go, only to later realize he was a suspect.

When police confiscated Morgan's car they found a journal in which he spelled out a plan to rape and kill Justin-Jinich before going on a campus shooting spree, said the official, who spoke on the condition of anonymity because the case is under investigation.

Justin-Jinich, of Timnath, Colo., came from a Jewish family, and her grandmother was a Holocaust survivor.

Morgan's brother told the AP that Morgan wasn't anti-Semitic. His family issued a statement pleading with Morgan to turn himself in "to avoid any further bloodshed."

Apparently applying the lessons of Virginia Tech, police and administrators locked down the 3,000-student campus and stepped up patrols as authorities launched a hunt for the killer.

Wesleyan officials had told students to stay indoors and staff members to stay home. Most buildings on campus, including cafeterias and the library, were locked Thursday. Normally bustling sidewalks



COURTESY OF THE JUSTIN-JINICH FAMILY/ASSOCIATED PRESS

This undated photo released by the Justin-Jinich family shows Johanna Justin-Jinich. Justin-Jinich, a junior at Wesleyan University, was shot and killed Wednesday at a bookstore in Middletown, Ct. Police have arrested a suspect in the case, Stephen P. Morgan

were empty, and police cruisers patrolled the campus of the elite liberal-arts school.

In dorms, students in flip-flops, gym shorts, and pajama pants shuffled downstairs to pick up box lunches.

"We're supposed to do some work, but really I just keep checking my e-mail and checking on friends and letting people from home know that I'm OK," said freshman Christina Yow of China. "Anything to distract."

Brenna Galvin, a sophomore from Amherst, N.H., said her family was considering bringing her home. "It's hard to know what to do," she said. "Really, we're just trying to keep in touch with people at home."

The university's Usdan Center was opened briefly Thursday night so students could have dinner, but they were asked to return to their dormitories by nightfall. Officials planned to open the university library today and start returning the campus to a normal schedule.

Middletown's only synagogue, Congregation Adath Israel, across the street from the bookstore, was closed Thursday, and congregants were considering canceling Sabbath services Friday night and Saturday.

"It was a no-brainer to close the building until we knew more information," synagogue President Eliot Meadow said.

On Thursday afternoon, police got an arrest warrant

charging Morgan with murder.

The shooting stirred memories of the Virginia Tech shootings, in which a deranged student killed 32 people and himself. A panel that investigated the 2007 massacre said university officials erred by not acting more quickly to warn students. Police had mistakenly concluded that the first two victims were shot as a result of a boyfriend-girlfriend dispute.

Sebastian Giuliano, the mayor of Middletown, a city of 48,000, immediately thought of that tragedy as he saw five police cars race by Wednesday. "Don't tell me it's another Virginia Tech situation," he said.

The shooting occurred early Wednesday afternoon as several hundred students gathered for a concert held annually to allow students to blow off steam before finals. Police and university administrators moved everyone indoors and canceled the concert.

Police gave the all-clear late Wednesday afternoon and said there was no danger but did an about-face two hours later, warning students to take immediate shelter.

Police said evidence uncovered at the scene prompted the renewed warnings, but they offered no details. Later Wednesday, they released a surveillance photo of the gunman and said they were looking for Morgan, a former Navy man who university authorities said had no connection to Wesleyan.

900 at UI get help with cell-phone bills

The UI at least partially compensates more than 900 employees for the cost of their cell-phone service.

By TESSA MCLEAN
tessa-mclean@uiowa.edu

Owning a BlackBerry or Treo smart phone with e-mail and Internet access is a luxury many students can't afford. But imagine if the UI were helping pay for it.

A total of 917 UI employees receive compensation for all or some of their cell-phone bills. This amounts to \$38,143 per month, or roughly \$500,000 a year.

UI spokesman Steve Parrott receives a stipend from the UI each month for his Treo smart-phone service, which he uses for e-mail, a calendar, and personal use. He said he gets compensated because he needs to be available all the time. He ends up paying around 25 percent of his monthly bill, he said.

"It is hard to do your job without it," Parrott said. "It is like having a computer."

The funding for his phone comes from the UI general fund, he said, but for others, it depends on the department. UI spokeswoman Linda Kettner also receives a cell-phone stipend, and each must reapply for cost compensation each year.

Roughly 580 UI employees receive a stipend, which means they receive their bills and are reimbursed a percentage of it

based on how much can be billed as work use. The total monthly expense for that group is \$30,482.

Another 349 people have their cell-phone service paid for directly by the UI. The service is subject to approval by the supervisor of their department. This totals \$7,661 per month or \$91,932 a year.

Shirley Long, the manager of the work control center in Facilities Management, said professional and scientific employees receive a stipend from the UI, and merit employees receive full payment for their cell phones. Long said the phones have been a great addition to her department because the office's employees field all trouble calls from university buildings.

"We find them very handy," Long said. "We can direct connect, while before we were on a pager system. Now, we know if people got our pages, and we can respond more quickly to the calls."

Some students even have their services paid for by the university.

UI senior Cody Shafer works as program coordinator for the Belin-Blank Center, and in the summer, he gets a stipend from the UI for his cell phone use. He said he needs to be available all the time and estimated

UI cell-phone compensation

917 employees receive some kind of cell-phone compensation from the UI:

- 583 employees receive a stipend, costing \$365,784 per year
- 349 employees' service provided by the UI, costing \$91,932 per year
- Total cost to the UI is \$457,716 per year

Source: UI spokesman Steve Parrott

the UI compensates him for 99 percent of his service.

"It is absolutely essential. I mean, when there are that many kids I am responsible for, I need to maintain their health and safety," the political-science major said. "Financial support for my cell phone is critical because of my financial situation as a college student."

In the April 10 *DI*, Steven Fausch, a manager in maintenance services, said one operator on each side of the river owns a BlackBerry equipped to control the heating and cooling system in dorm rooms and offices. Facilities workers use the Internet-equipped phones to handle temperature-change requests sent to the devices as soon as they are received.

"An alarm goes to the BlackBerry. You have the ability to manage the problem remotely," Fausch said. "We're building on automation to automatically start temperature changes."

WORLD

Gates: U.S. troops in Afghanistan arriving quickly

CAMP LEATHERNECK, Afghanistan (AP) — Thousands of U.S. troops are being rushed to Afghanistan without the equipment they will need to fight an emboldened Taliban, U.S. Defense

Secretary Robert Gates and military officials said Thursday.

The equipment delay is "a considerable concern," Gates said as he toured a dusty forward base in southern Afghanistan where some 200 newly deployed Marines and sailors are arriving each day as part of the buildup of 21,000 new U.S. troops.

Marines who arrived in southern

Afghanistan this week mark the vanguard of the expansion Obama has ordered to reverse a war his commanders say they are not winning. Pentagon officials said the initial Marine units are small advance parties, to be followed by much larger waves of forces in the coming weeks. The officials spoke on condition of anonymity to describe troop movements.



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BASEBALL

The Iowa baseball team will host its final home series of the season this weekend, against Penn State. **2B**

SCOREBOARD

MLB	
Atlanta 4, Florida 2	Kansas City 3, Seattle 1
St. Louis 5, Pittsburgh 2	Oakland 9, Texas 4
San Francisco 8, Colorado 3	Tampa Bay 8, N.Y. Yankees 6
San Diego 4, Arizona 3, 10 innings	Baltimore 5, Minnesota 4
N.Y. Mets 7, Philadelphia 5	Boston 13, Cleveland 3
Cincinnati 6, Milwaukee 5	Chicago White Sox 6, Detroit 0
Chicago Cubs 8, Houston 5	L.A. Angels 6, Toronto 1



Colleen McGlaughlin

SOFTBALL

McGlaughlin honored

Iowa senior softball player Colleen McGlaughlin was named to the *ESPN the Magazine* Academic All-District first team Wednesday.

Being on the team puts her on the national ballot for academic All-Americans, who will be named later in the year.

McGlaughlin has been honored as an academic All-District selection three times, and she was also named an academic all-American as a junior.

She is an actuarial-science major and has a 4.0 grade-point average. After graduation, she will work for State Farm Insurance in Bloomington, Ill.

On the diamond, McGlaughlin leads the Hawkeyes with a .367 batting average, 10 home runs, and 49 RBIs. Her RBI total is also tied for the Big Ten lead.

— by Mike Slusark

FOOTBALL

Report: Favre tells Childress he's still retired

EDEN PRAIRIE, Minn. (AP) — The Minnesota Vikings' dalliance with Brett Favre has yet to reach the stage of face-to-face, close-the-deal talks.

Maybe it never will.

Vikings coach Brad Childress remained at team headquarters Thursday despite reports he was to travel south for discussions with the supposedly retired quarterback, who lives in Mississippi.

Yahoo! Sports reported that Favre called Childress sometime Wednesday or early Thursday and told the coach he wants to stay retired.

Twin Cities television station KMSP broadcast video of Childress's early morning arrival at Winter Park, and the coach's black sports utility vehicle was still parked at the team's facility in suburban Minneapolis in the afternoon.

Yahoo cited an unidentified source close to the team in reporting that the Vikings won't sign the 39-year-old quarterback, who owns many of the NFL's major passing records.

So, after all the talk about Favre coming back to fill the only glaring hole on an otherwise Super Bowl-ready roster, what if the Vikings are back to the original plan of having Tarvaris Jackson and Sage Rosenfels compete for the quarterback job?



Brett Favre
quarterback

Sporting tattoos in HAWK NATION



PHOTOS BY LINDSEY WALTERS AND JULIE KOEHN/THE DAILY IOWAN

CLOCKWISE: Pat Angerer, Caitlin Carlyle, Jarryd Cole, Brent Metcalf, Ryan Morningstar, Verity Hicks, Alex Seydel, Ray Varner, and Ricky Stanzi

Some of Iowa's athletes use tattoos to express their personal stories.

By AMIE KIEHN
amie-kiehn@uiowa.edu

An athlete's body is a temple, the cliché tells us. Some athletes awake at 6 a.m. to squeeze lifting into their packed day. Others swim laps before the sun rises to burn off the mist, proverbial or

real. And some hit the pavement at the calm of night.

Athletes condition their bodies to perform. They also deal with media inquiries, meet with coaches, and travel with their teams on the road. And for some of them, their bodies are canvases for their identities, their tat-

toos an avenue for individual expression as varying as their distinct personalities.

Many Hawkeye athletes have inked their bodies to tell their stories.

Pat Angerer

With a name such as Angerer, one can't help but imagine the guy inked and shredding rubber on a Harley.

And Pat Angerer doesn't devi-

ate from this idea too much. He has seven tattoos and gets his two-wheel fix on a moped.

His first tattoo is befitting for what the star linebacker has become known for: Hawkeye football. It's a Tigerhawk on his left shoulder that he got after committing to Iowa in his senior year of high school.

"Basically, I just wanted a reason to get a tattoo," he said.

Since then, Angerer hasn't stopped.

ON THE WEB

To see more photos of these Hawkeye athletes and their tattoos, go to dailyiowan.com for an exclusive photo slide show featuring audio as they each tell their personal tattoo story.

He got a tribal design on his ribs a few months later after a nudge from his brother, Chris, whose love for body art parlayed

SEE TATTOOS, 3B

Softball to close out against Minnesota

Blevins could move up on the victory list this weekend.

By MIKE SLUSARK
michael-slusark@uiowa.edu

Iowa head softball coach Gayle Blevins could move into sole possession of second place on the all-time Division-I wins list when the Hawkeyes close out the regular season with games against Minnesota at 6 p.m. today and 2 p.m. on Saturday in Iowa City.

With two wins against Wisconsin on Wednesday, Blevins, in her 22nd year with the Hawkeyes and 30th as a coach, tied former Florida State coach JoAnne Graf for second with 1,218 career victories. Current Fresno State head coach Margie Wright is the all-time

victory leader with 1,340 wins.

The Golden Gophers (23-30, 6-12) are led by Division-I strikeout leader Briana Hasset. The senior pitcher has 401 strikeouts with a 1.83 ERA and a 22-23 record.

Blevins knows the Gopher ace will present challenges for her team.

"We had a tough series with them here last year and Hasset pitched really well against us," Blevins said. "She's pitched really well against a lot of good teams."

The Hawkeyes (40-14, 11-7) are competing with Illinois (29-15, 12-7) and Purdue (27-18, 10-8) for fourth place in the

Iowa softball vs. Minnesota (two games)

When: 6 P.M. TODAY AND 2 P.M. SATURDAY
Where: PEARL FIELD

Big Ten. The Fighting Illini have finished their season, and Purdue will face Indiana on Saturday. Iowa swept both Illinois and Purdue earlier in the season.

The importance of the upcoming games is not lost on the Hawkeyes.

"At this point, every game is a huge game for us, no matter who is on the other side," Iowa senior shortstop Erin Riemers-



BENJAMIN ROBERTS/THE DAILY IOWAN

Iowa's Rachel West slides safely into third base during the bottom of the fourth inning in the first game of a double-header between the Hawkeyes and Wisconsin Badgers on Wednesday at Pearl Field. The Hawkeyes play their final two home games of the regular season tonight and Saturday against Minnesota.

SEE SOFTBALL, 4B

TV TODAY

- NBA PLAYOFFS**
- Eastern Conference semifinals, Game 3, Boston at Orlando, 6 p.m., ESPN
 - Western Conference semifinals, Game 3, L.A. Lakers at Houston, 8:30 p.m., ESPN
- NHL PLAYOFFS**
- Eastern Conference semifinals, Game 4, Washington at Pittsburgh, 6 p.m., VERSUS
- MLB**
- Chicago Cubs at Milwaukee, 7 p.m., WGN
 - Texas at Chicago White Sox, 7 p.m., CSN



SPORTS 'N' STUFF

NATIONAL LEAGUE

East Division	W	L	Pct	GB
Philadelphia	14	13	.519	1/2
New York	14	13	.517	1/2
Florida	15	14	.517	1/2
Atlanta	13	15	.464	2
Washington	7	18	.280	6 1/2
Central Division	W	L	Pct	GB
St. Louis	19	10	.655	—
Chicago	16	12	.571	2 1/2
Milwaukee	16	13	.552	3
Cincinnati	15	13	.536	3 1/2
Pittsburgh	12	16	.429	6 1/2
Houston	11	17	.393	7 1/2
West Division	W	L	Pct	GB
Los Angeles	21	8	.724	—
San Francisco	14	13	.519	1/2
San Diego	13	16	.448	6
Arizona	12	17	.414	9
Colorado	11	16	.407	9

Today's Games

Washington at Pittsburgh, 6 p.m., Washington leads series 2-1
Boston at Carolina, 6:30 p.m., Carolina leads series 2-1

BIG TEN BASEBALL

	Conference			All Games		
	W	L	Pct.	W	L	Pct.
Illinois	14	4	.778	31	14	.689
Minnesota	13	4	.765	31	13	.705
Ohio State	13	5	.722	34	13	.723
Indiana	11	6	.647	22	24	.478
Michigan State	11	7	.611	21	24	.467
Purdue	7	10	.412	20	22	.476
Michigan	7	11	.389	26	21	.553
Penn State	5	13	.278	22	22	.500
Northwestern	3	13	.188	12	31	.279
Iowa	3	14	.176	15	30	.333

Today's Games

Penn State at Iowa, 6 p.m.
Northwestern at Indiana
Minnesota at Michigan
Ohio State at Illinois
Saturday's Games
Penn State at Iowa, 1 p.m.
Purdue at Michigan State
Northwestern at Indiana
Minnesota at Michigan
Ohio State at Illinois
Sunday's Games
Penn State at Iowa, 1 p.m.
Purdue at Michigan State
Northwestern at Indiana
Minnesota at Michigan
Ohio State at Illinois
Monday's Game
Purdue at Michigan State

Thursday's Games

Atlanta 4, Florida 2
St. Louis 5, Pittsburgh 2
San Francisco 8, Colorado 3
San Diego 4, Arizona 3, 10 innings
N.Y. Mets 7, Philadelphia 5
Cincinnati 6, Milwaukee 5
Chicago Cubs 8, Houston 5
Washington at L.A. Dodgers, late
Today's Games
Atlanta (Jo. Reyes 0-1) at Philadelphia (Hamelis 0-2), 6:05 p.m.
Pittsburgh (Karstens 1-1) at N.Y. Mets (Niese 0-0), 6:10 p.m.
St. Louis (Pineiro 4-1) at Cincinnati (Cueto 2-1), 6:10 p.m.
Chicago Cubs (R.Wells 0-0) at Milwaukee (Bush 1-0), 7:05 p.m.
San Francisco (Gaudin 0-1) at Houston (W.Rodriguez 2-2), 7:05 p.m.
Florida (Nolasco 1-3) at Colorado (Hammel 0-0), 8:10 p.m.
Washington (Martis 3-0) at Arizona (Y.Petit 0-2), 8:40 p.m.
San Francisco (Zito 0-2) at L.A. Dodgers (Billingsley 5-0), 9:10 p.m.

AMERICAN LEAGUE

East Division	W	L	Pct	GB
Toronto	20	11	.645	—
Boston	18	11	.621	1
Tampa Bay	14	16	.467	5 1/2
New York	15	15	.500	5
Baltimore	12	17	.414	7
Central Division	W	L	Pct	GB
Kansas City	18	11	.621	—
Detroit	14	13	.519	3
Chicago	13	14	.481	4
Minnesota	13	16	.448	5
Cleveland	11	18	.379	7
West Division	W	L	Pct	GB
Texas	15	13	.536	—
Seattle	15	14	.517	1/2
Los Angeles	13	14	.481	1 1/2
Oakland	10	16	.385	4

Thursday's Games

Kansas City 3, Seattle 1
Oakland 9, Texas 4
Tampa Bay 8, N.Y. Yankees 6
Baltimore 5, Minnesota 4
Boston 13, Cleveland 3
Chicago White Sox 6, Detroit 0
L.A. Angels 6, Toronto 1
Today's Games
N.Y. Yankees (Sabathia 1-3) at Baltimore (Guthrie 2-2), 6:05 p.m.
Detroit (Verlander 2-2) at Cleveland (Cl.Lee 1-4), 6:05 p.m.
Tampa Bay (J.Shields 3-2) at Boston (Penny 2-1), 6:10 p.m.
Seattle (Jakubauskas 1-3) at Minnesota (S.Baker 0-4), 7:10 p.m.
Texas (Harrison 2-2) at Chicago White Sox (Contreras 0-4), 7:11 p.m.
Toronto (Richmond 4-0) at Oakland (Outman 0-0), 9:05 p.m.
Kansas City (Meche 2-2) at L.A. Angels (Palmer 2-0), 9:05 p.m.

NBA DAILY PLAYOFF GLANCE

CONFERENCE SEMIFINALS

(Best-of-7)
Thursday's Game
Cleveland 105, Atlanta 85, Cleveland leads series 2-0

Today's Games

Boston at Orlando, 6 p.m., series tied 1-1
L.A. Lakers at Houston, 8:30 p.m., series tied 1-1
Saturday's Games
Denver at Dallas, 4 p.m., Denver leads series 2-0
Cleveland at Atlanta, 7 p.m.

NHL DAILY PLAYOFF GLANCE

CONFERENCE SEMIFINALS

(Best-of-7)
Thursday's Games
Chicago 2, Vancouver 1, series tied 2-2
Detroit 6, Anaheim 3, series tied 2-2

LeBron, Cavs cruise past Hawks

LeBron, Cavs coast past Hawks 105-85

By TOM WITHERS
Associated Press

CLEVELAND — While the rest of the NBA exchanges elbows, flagrant fouls, and menacing stares in the playoffs, the Cleveland Cavaliers are looking for a fight.

So far, they can't find one. LeBron James scored 27 points, ending the first and second quarters with last-second baskets, and Mo Williams added 15 points as the untested Cavs overpowered the Atlanta Hawks, 105-85, on Thursday night to open a 2-0 lead in their Eastern Conference semifinal.

Now a perfect 6-0 in the postseason, the Cavaliers tied a league record by winning their sixth-consecutive playoff game by double digits. The only other team to do it was the 2004 Indiana Pacers.

Maurice Evans scored 16 points, and Mike Bibby had 11 for the Hawks, who were missing center Al Horford and forward Marvin Williams because of injuries. If that wasn't bad enough, leading scorer Joe Johnson rolled his right ankle in the third quarter and did not return.

X-rays were negative, and the Hawks said Johnson is doubtful for Game 3 on Saturday in Atlanta.

Just like Game 1, this one was easy for the Cavs. Too easy.

In his second game since being named MVP, James dropped a long 3-pointer in the final second of the first half as the Cavaliers opened a 24-point lead that swelled to 36 in the third. James and the Cavaliers starters spent the entire fourth quarter lounging on the bench as Atlanta's reserves outplayed the Cavs' backups in 12 minutes of garbage time to make the score respectable.

"Defense," James said when asked how the Cavs dominated. "That has been us throughout the whole series

and the whole playoffs. When we get D stops it's easy to execute on offense.

"We had great defense ... and then we got some great looks on the other end."

The best-of-seven series switches to Atlanta's Philips Arena, where the Hawks went 31-10 during the regular season and beat Cleveland once. That was back on Dec. 13, when the Cavaliers were just finding out how good they were and the Hawks were at full strength.

Nearly five months later, things have changed. The Cavs are 43-2 at home, 32-5 since the All-Star break, and playing their best ball.

"We are a confident ballclub, we believe we can win on the road as well as at home," James said. "It will be a hostile environment, but we know we can handle that."

Cleveland has been the league's most dominant team in the postseason. The Cavs blew through Detroit in four games and have barely broken a sweat against the over-matched Hawks, who haven't figured out to slow James — or any of his teammates — and have struggled to score.

Atlanta was hurting before the game got under way. Horford (sprained ankle) and Williams (sprained wrist) didn't dress, and Johnson was taken to Atlanta's locker room in a wheelchair. It's not known if any of the three will be available for the remainder of the series.

It may not matter. On the 20th anniversary of Michael Jordan's jumper — known around here as "The Shot" — over Craig Ehlo that beat the Cavaliers in the 1989 playoffs, James gave Cleveland fans a shot to remember.

Taking an inbound pass with 5.4 seconds left in the first half, James quickly dribbled into the frontcourt, pulled up on Hawks guard Mario West, and drilled a 36-footer to make it 59-35. As 20,000-plus fans erupted, James stood still after the horn sounded, playfully swinging his arms back and forth.

BASEBALL

MLB—Suspended L.A. Dodgers OF Manny Ramirez 50 games for violating major league baseball's joint drug prevention and treatment program.

American League

BOSTON RED SOX—Activated OF Rocco Baldelli from the 15-day DL. Optioned OF Jonathan Van Every to Pawtucket (IL).

CLEVELAND INDIANS

Designated RHP Vinnie Chulk for assignment. Recalled LHP Jeremy Sowers from Columbus (IL). Sent INF Tony Gaffanino outright to Columbus.

National League

ATLANTA BRAVES—Promoted controller Chip Moore to chief financial officer.

FLORIDA MARLINS

Optioned LHP Graham Taylor to Jacksonville (SL). Recalled RHP Carlos Martinez from New Orleans (PCL).

LOS ANGELES DODGERS

Recalled OF Xavier Paul from Albuquerque (AAA).

NEW YORK METS

Placed LHP Oliver Perez on the 15-day DL, retroactive to May 3. Recalled LHP Jonathan Niese from Buffalo (IL).

ST. LOUIS CARDINALS

Placed OF Rick Ankiel on the 15-day DL, retroactive to May 5. Recalled OF Shane Robinson from Memphis (PCL).

WASHINGTON NATIONALS

Purchased the contract of LHP Ron Villone from Syracuse (IL). Designated LHP Mike Hinckley for assignment.

BASKETBALL

National Basketball Association

NEA—Suspended Orlando G. Rater Alston and L.A. Lakers G. Derek Fisher for one game each, without pay, for their roles in separate incidents in games on May 6. Assessed a flagrant foul penalty of L.A. Lakers G. Kobe Bryant for elbowing Houston F. Ron Artest in the chest in a game on May 6.

FOOTBALL

National Football League

CINCINNATI BENGALS—Signed S Roy Williams. Traded DT Orin Harris to St. Louis for RB Brian Leonard.

WASHINGTON REDSKINS—Signed WR Keith Eloi. Released P Zac Atterberry.

Baseball faces Penn State

Iowa will host Penn State in its final home series of the season.

By JEFF PAWOLA
jeffrey-pawola@uiowa.edu

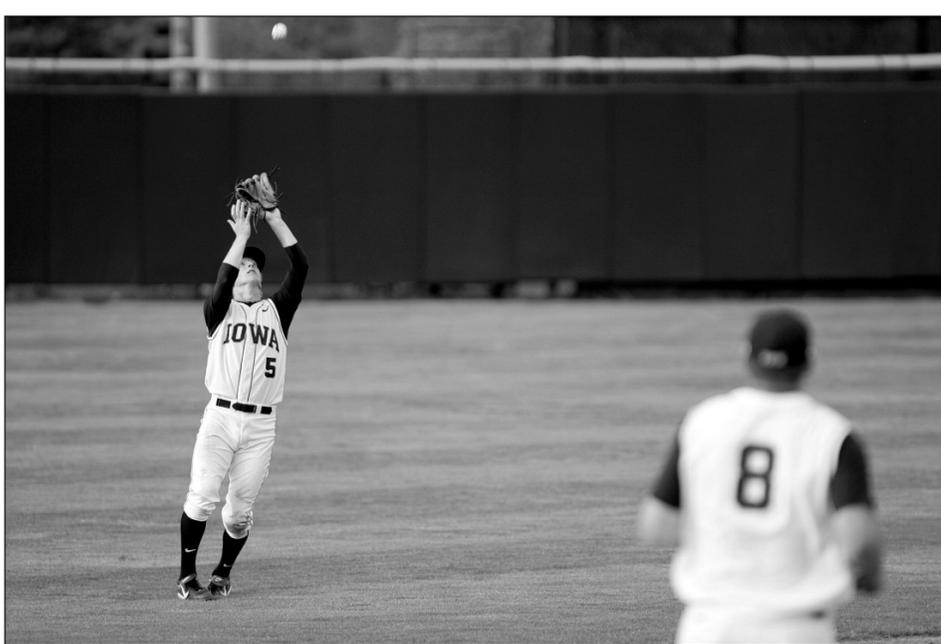
After claiming its first victory in almost two weeks with an 11-4 win over Wisconsin-Milwaukee, the Iowa baseball team will try to continue the winning ways in its final home series of the season this weekend against Penn State. The first game will start at 6 p.m. today at Banks Field.

The Hawkeyes (15-30, 3-14) were scheduled to play Western Illinois on May 6, but the game was canceled because of inclement weather. Iowa, which ended an eight-game losing streak on May 5, is 3-1 against the Leathernecks on the year and looked forward to another meeting.

"We played pretty good [against Wisconsin-Milwaukee] and had all of our pitching ready to go," Iowa head coach Jack Dahm said. "It's a little frustrating because, really, after you win, you want to get a chance to play again, and it was disappointing from that standpoint."

Iowa had a similar situation occur earlier in the year, when game three of a weekend series against Northwestern was canceled. The Hawkeyes ended a season long nine-game losing streak against the Wildcats on April 18 but did not get an opportunity to finish out the series due to poor weather conditions.

"It seems like any time we get a win, we don't get a chance to play the next day. You know, kind of like Northwestern." Dahm said. "That's why I was trying to push to



Iowa freshman Chett Zeise catches a fly ball during the Hawkeyes' game against Wisconsin-Milwaukee at Banks Field on Tuesday. The Hawkeyes will begin their final home series of the season tonight against Penn State.

get the game in."

The Nittany Lions (22-22, 5-13) come to Iowa City in ninth place in the Big Ten, two-and-a-half games in front of the last place Hawkeyes, and they are having a quite comparable season lately. Despite the better record, Penn State has lost eight-straight conference games; its last victory came on April 17.

However, unlike the Hawkeyes, Penn State has won a Big Ten series — its lone victory came against Michigan on April 5. The closest series victory for the Hawkeyes was in a split against Northwestern, the Big Ten's second-worst team.

"The thing about Penn State is it's not going to trick you," Dahm said. "For the most part, [the Nittany Lions] going to play straight-up baseball.

Iowa (15-30, 3-14) vs. Penn State (22-22, 5-13)
When: 6 P.M. TODAY, 1 P.M. SATURDAY, 11:30 A.M. MAY 10
Where: BANKS FIELD
Where to listen: KXIC 800 AM

There is not a lot of trickery. They have their things in there we know about. So really, it's going to be preparation verbally about some of the tendencies that they have."

Taking the mound for the Hawkeyes will be freshman Nick Brown, who has a 5.20 ERA with a 2-3 record but has not started since April 17 against Northwestern because an injury. "Looks like [Brown's] going

to be able to start, which is good news for us," Dahm said. "Everything looks good. He's done two bullpens here. He threw on Sunday, he threw [on Tuesday]. Everything looks good. So hopefully, we can get him out there for a good, quality start here [tonight]."

May 10 will also be an opportunity for the Hawkeyes to thank its seniors, in the annual Senior Day. However, three prominent seniors will not play because of injuries — third baseman Kevin Hoef, shortstop Justin Toole and catcher Kody McManis.

"It's going to be a special time, our parents will be coming onto the field, but also a sad time," Toole said. "It's definitely been an honor wearing the Hawkeye jersey, but all good things must come to an end."

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Hawkeyes show off their tattoos

TATTOOS

CONTINUED FROM 1B

into the purchase of a tattoo gun. After that, Angerer was his canvas.

"This was, like, his first tattoo," the health and sport-studies major said, pointing to the 4-inch wing hidden on his inner left bicep. He said the wings represent freedom.

Then, the three Angerer boys got a spade with four skulls to represent their family bond. Pat Angerer also left space above his heart for his parents, inking their signatures on his chest.

He describes his family as closely knit and patriotic. Thus, it comes as no surprise that he got an American flag. The vivid red, white, and blue colors gracing his right bicep are still fresh, nearly 2 months old.

"The most important things are family, God, and country, and that is sort of what I live by," Angerer said.

Caitlin Carlyle

Caitlin Carlyle has always loved the water. Growing up in Denison, Iowa, which has a population of 7,300, the sophomore dreamed of swimming at the collegiate level.

The tattoo on her back is a reminder of the swimmer's struggle to come to Iowa.

"I have two symbols on my lower back," she said. "One means 'Strength,' and one means 'Water,' and they kind of just represent what I've gone through."

Similar to her road to Iowa, the swimmer's tattoo was not a smooth journey.

"It was awfully painful," Carlyle said. "I could feel it every time it went over my spine, and it was awful."

"I was biting into my hand — it had marks in it the next day," she said. "I could feel it every time it went over my spine, and it was awful."

Because it was her mother's idea for Carlyle to ink up, she was there to calm the 18-year-old. "My mom got a tattoo as a 40th birthday present from my brother, and so for my 18th birthday, she was like, 'Well ... we should get you a tattoo,'" Carlyle said.

Jarryd Cole

Iowa basketball forward Jarryd Cole decided to get a tattoo to commemorate his transition to adulthood.

In 2007, Cole went with teammate David Palmer for the freshman's first. Cole's selection of his initials on the back of his arms was strategic — something his parents wouldn't be too upset with.

Palmer got his initials inked first, but Cole is quick to remind people who was the originator.

"It was my idea first," he said, flashing a jovial grin. "I was kind of hesitant to get it. I'm not going to say scared, but I was hesitant to get them. So he got his, and then I got mine."

He views his decision as a solid one. Don't tell his father, though.

"I still haven't actually verbally told him," Cole said, throwing his head back in disbelief. "If he's seen them, he's seen them."

After his first tattoo healed, Cole decided to pay homage to his faith with a cross covering his bicep.

"The whole concept of the tattoo is that through God, I am forgiven."

Why he chose the shoulder? "It was big enough to put on," he joked.

Cole, who writes poetry when not on the hardwood, foresees his next tattoo involving a scroll, but he has not decided on what text to use. Asked if some of his own work might make the cut, the English major laughed.

"Maybe, maybe some of my own poetry. We'll definitely see."

Verity Hicks

The distance between New Zealand and Iowa spans the world's largest ocean, putting Verity Hicks a long way from her home in Pukekohe.

To remember her country, she got stars tattooed on her foot.

"The stars actually are a part of our New Zealand flag," she said. "It is a constellation in the Southern Hemisphere called the Southern Cross, which is right above New Zealand."

The sophomore, who led the Hawkeyes in the 200 and 500 freestyles, didn't tell her family about her new ink. They found out another way.

"I actually put pictures of it up on Facebook, and my Mum saw them before I got home," Hicks said.

said. "She just kind of said, 'Oh yeah, it'll be there forever.'"

She is contemplating her next one.

"I've been thinking about maybe getting a Tigerhawk or something to represent Iowa, just because I am proud to be a Hawkeye," she said.

Brent Metcalf

Iowa wrestler Brent Metcalf is scared of two things: needles and bumble bees. So, the only reason the junior decided to get inked was because of his older brother, Chase.

"It was a tattoo that really was forced upon me," he said.

The Metcalf brothers had just won Michigan state wrestling titles while at Davison High School, and Chase wanted to celebrate. He persuaded their mother to allow Brent, a freshman at the time, to get the family's crest tattooed. The boys got the tattoos together.

Brent Metcalf hated every second of it.

"I remember watching my brother do it, and he sat there and had like a smile on his face," Metcalf said and laughed. "[He] talked and relaxed the whole time. I was like in pain, ready to cry."

"It was miserable."

By the end of the experience, Brent Metcalf came to a solid conclusion.

"I'm probably not the toughest tattoo receiver in the world," he joked.

Now, years later, the tattoo has a different meaning. Chase died in a car accident in September 2005. Brent Metcalf's

tattoo forever links him with his older brother.

"Looking back how it is now, what it means now, I guess I am more glad that I went through that and that I have it," he said.

Ryan Morningstar

Ryan Morningstar grew up in Iowa, where, as we well know, corn and wrestling reign. The All-American, who placed third at 165 pounds during the NCAA championships in March, dedicated his first tattoo to the Hawkeye wrestling program. Iowa wrestling is rich in tradition, which is why Morningstar inked a "vintage" Hawkeye on his shoulder, with "University of Iowa Wrestling" bordering the Hawk.

"I thought that was the necessary one to get if I was going to get a tattoo," he said.

He isn't looking to add any more body art to his collection.

"Maybe add to the one I have," he said. "But I'm probably done."

Although Morningstar is tough, he doesn't want to experience the pain again.

"It hurt the whole time," he said, joking.

Alex Seydel

Alex Seydel is brimming with potential. She always has been. The soccer midfielder has been a major contributor to Iowa during her three years, and Hawkeye soccer coach Ron Rainey has Seydel slated as the player to watch come fall.

To remind the junior of her ability, the dominant right-foot-

er has the word "potential" in Czech — her family's ancestry — tattooed on her left ankle.

"Specifically, on my left foot, because that is technically not my strong or my natural side," the junior said. "That's the side that has the potential; that's the side that can be just as good as the right."

The San Diego native got the word tattooed more than a year ago, just in time for her spring-break journey back West.

"My mom actually saw it from about 15 feet away while she was talking to some random stranger in the airport," she said. "She was like, 'Alex. I thought you were going to get one that you could hide.'"

The future lawyer or businesswoman may be in the professional world soon, but she is already anticipating her next tat.

"I wanted to get my next one within a week of getting this one," she said ecstatically, pointing to her ankle.

Ricky Stanzi

To a quarterback, the throwing arm is the lifeline of the profession. For Iowa quarterback Ricky Stanzi, that arm is prime real estate. After his biggest fan, his aunt Annette Collins, died of cancer in 2006, he thought of no better place to remember her than inking her name on his arm.

"I thought it would be a good spot to have it," he said. "Somewhere I could always see it, and it would be visible for my family to see it when I was playing football."

He went with his cousins to memorialize Aunt Annette in ink.

Stanzi's latest tattoo is positioned across his back; he prides himself on being extremely patriotic (His BlackBerry cover is the American flag).

"I had the idea to get 'Made in U.S.A. 1987' on my back," he said, smiling. "... That's pretty much the story on that one."

tioned across his back; he prides himself on being extremely patriotic (His BlackBerry cover is the American flag).

"I had the idea to get 'Made in U.S.A. 1987' on my back," he said, smiling. "... That's pretty much the story on that one."

Ray Varner

Ray Varner is fast. He became a Nike All-American, a state hurdle champion, team captain, and MVP during his senior year at Warren Township High School in Wadsworth, Ill. No wonder Varner's first tattoo was dedicated to the superhero with super-speed — the Flash.

"I got it to just give myself a little confidence about running," he said.

The Flash's emblem, positioned on his shoulder, was something he had wanted since studying superheroes as a tyke.

Unfortunately, in Varner's first season with the Hawkeyes, he suffered a leg injury. The Iowa hurdler returned to ink to bolster his confidence in his running.

Varner had wings tattooed on his ankle, a tangible imitation of track's universal symbol.

"I felt like the tattoo would take away the pain, just kind of take away the pain mentally," he said.

Although his first tattoo is that of a superhero, Varner is not immune to pain, especially that of a needle dragging across bone.

"Oh yeah, oh yeah. That one really hurt," he said, grimacing. "I was there for a while, so right on the bone on both sides of my ankle. It's pretty brutal."



MAY 2009

FRIDAY 8

BASEBALL
VS PENN STATE
AT 6:00 PM

JUNIOR HAWK CLUB DAY!
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SOFTBALL
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AT 6:00 PM

SENIOR/PARENT NIGHT!
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SATURDAY 9

BASEBALL
VS PENN STATE
AT 1:00 PM

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Baseball Bingo & Post Game Autographs

SOFTBALL
VS MINNESOTA
AT 2:00 PM

STRIKE OUT CANCER!!
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Trading Cards Set 5

SUNDAY 10

BASEBALL
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One night at a bar, an old friend tells Ari he has been having a recurring nightmare in which he is chased by a pack of dogs. Every night, twenty-six ferocious dogs haunt his dreams. The two men wonder if the dreams have anything to do with their Israeli Army mission in the first Lebanon War. Ari realizes he has no memories from this time in his life, and decides that the only way to discover what happened to them is to interview his former comrades from around the world. As Ari learns more and more about the war, he delves into the mystery, his own surreal memories begin to resurface.

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Directed by Laurent Cantet
F-9:00, Sa-7:00, Su-5:00
M-9:00, T-7:00, W-9:00, Th-7:00
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17 AGAIN (PG-13)
12:50, 3:05, 5:20, 7:35, 9:50

EARTH (G)
12:20, 2:30, 4:40, 6:50, 9:00

FIGHTING (PG-13)
12:00, 4:50, 10:00

GHOSTS OF GIRLFRIENDS PAST (PG-13) ✓
12:20, 2:40, 5:00, 7:20, 9:40

MONSTERS VS. ALIENS 3D (PG) ✓x
12:00, 2:15, 4:30, 6:45, 9:00

OBSESSED (PG-13)
12:10, 2:30, 4:50, 7:10, 9:30

STAR TREK (PG-13) ✓
1:00, 2:00, 3:45, 4:45, 6:30, 7:30, 9:15, 10:15

STATE OF PLAY (PG-13)
2:20, 7:10

X-MEN ORIGINS: WOLVERINE (PG-13) ✓x
12:30, 1:20, 3:00, 4:30, 5:25, 7:00, 7:50, 9:25, 10:15

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17 AGAIN (PG-13)
12:30, 2:45, 5:00, 7:15, 9:30

GHOSTS OF GIRLFRIENDS PAST (PG-13) ✓
12:10, 2:30, 4:50, 7:10, 9:30

MET-LA CENERENTOLA-LIVE ✓x
SAT. ONLY 11:30am

MONSTERS VS ALIENS (PG)
4:45

OBSESSED (PG-13)
1:00, 4:15, 6:50, 9:20

SOLOIST (PG-13)
1:10, 4:10, 7:00, 9:45

STAR TREK (PG-13) ✓
12:00, 1:00, 2:00, 3:00, 4:00, 5:00, 6:00, 7:00, 8:00, 9:00, 10:00

STATE OF PLAY (PG-13)
1:30, 4:15, 7:00, 9:45

SUNSHINE CLEANING (R)
7:15, 9:20

X-MEN ORIGINS: WOLVERINE (PG-13) ✓x
12:00, 12:45, 1:30, 2:30, 3:15, 4:00, 5:00, 5:45, 6:30, 7:30, 8:15, 9:00, 10:00

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Dresser: \$150	
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Softball takes on Gophers

SOFTBALL
CONTINUED FROM 1B

ma said.

While Hasset has been exceptional this season for Minnesota, the Golden Gophers rank near the bottom of the conference in most offensive categories. Their team average of .223 is ninth in the Big Ten and they rank eighth in the conference in runs scored.

Minnesota sophomore first

baseman Malisa Barnes is the only Golden Gopher hitting over .284 this season. Barnes has a .333 batting average and is sixth in the Big Ten in hits with 55 on the year.

Unlike their challengers, the Hawkeyes have had solid offensive production to go along with good pitching this season.

Iowa is second in the Big Ten in team average at .293 and second in runs scored. Hawkeye senior pitcher Brittany Weil is third in the con-

ference with a 1.13 ERA and second in strikeouts with 308. Opposing batters are hitting just .132 against Weil this season, the lowest in the conference. On May 6, Weil got her fifth no-hitter of the season, which is also the fifth of her career. The five no-hitters are both a school single season and career record.

Hawkeye senior Colleen McGlaughlin tied Northwestern freshman Adrienne Monka for the conference lead

in RBIs on May 6 with a solo walk-off home run in the ninth inning to defeat Wisconsin in the second game of a double-header. McGlaughlin, who is batting .367, is also second in the Big Ten with 61 hits. Iowa sophomore teammate Chelsea Carmody is fourth with 57.

Last season, the Hawkeyes split two games against Minnesota at Pearl Field. Iowa leads the all-time series record, 49-37.

Manny being Manny being druggie

By RONALD BLUM
Associated Press

NEW YORK — Manny Ramirez joined a growing lineup of All-Stars linked to drugs Thursday, with the dreadlocked slugger banished for 50 games by a sport that cannot shake free from scandal.

The Los Angeles Dodgers' outfielder was suspended by Major League Baseball, adding a further stamp to what will forever be known as the Steroids Era.



LORI SHEPLE/ASSOCIATED PRESS
Los Angeles Dodger Manny Ramirez looks on from the dugout before he takes the field against the Washington Nationals in Los Angeles on Wednesday. Ramirez was suspended for 50 games by Major League Baseball on Thursday for using a banned substance.

Ramirez said he did not take steroids and was given medication by a doctor that contained a banned substance. A person familiar with the details of the suspension said Ramirez used the female fertility drug HCG, or human chorionic gonadotropin. The person spoke to the Associated Press on condition of anonymity because the banned substance wasn't announced.

HCG is popular among steroid users because it can mitigate the side effects of ending a cycle of the drugs. The body may stop producing testosterone when users go off steroids, which can cause sperm counts to decrease and testicles to shrink.

Ramirez's suspension was based not on a spring-training urine test result but rather evidence obtained afterward, a second person familiar with the suspension said, speaking on the condition of anonymity because those details were not released. MLB had concluded the spring test was positive, but the person said the players' association would have challenged the result because of "testing issues."

Ranked 17th on the career home-run list with 533, Ramirez became the most prominent baseball player to be penalized for drugs. His ban came three months after Alex Rodriguez admitted using steroids and at a time when Barry Bonds is under federal indictment and Roger Clemens is being investigated

by a federal grand jury to determine whether he lied when he told Congress he never used steroids or human growth hormone.

No matter which way baseball turns, the legitimacy of many of its recent home-run and pitching records is being questioned. Sluggers Mark McGwire and Sammy Sosa have been tainted by steroid allegations, Rafael Palmeiro tested positive for a banned drug, and Jose Canseco said he used them.

In every case, players once

believed to be locks for the Hall of Fame may now be locked out.

"You can't have arguably the greatest pitcher of our era, arguably the two greatest players of our era and now another very, very good player be under this cloud of suspicion and not feel like it has ruined it for everybody," Atlanta star Chipper Jones said.

"But what are you going to do? You can't be born in a different era. It is the Steroid Era."

And that prompted yet another apology from another

ballplayer. The 36-year-old Ramirez told the Dodgers and fans he was sorry for "this whole situation."

"Recently, I saw a physician for a personal health issue. He gave me a medication, not a steroid, which he thought was OK to give me," Ramirez said in a statement issued by the players' union.

"Unfortunately, the medication was banned under our drug policy. Under the policy that mistake is now my responsibility. I have been advised not to say anything more for now. I do want to say one other thing; I've taken and passed about 15 drug tests over the past five seasons."

His suspension was first reported by the *Los Angeles Times* on its website.

While Ramirez had little to say, Canseco, who planned a news conference Thursday night in Los Angeles, was quick to explain why someone might use HCG.

"It could be that a player used it because he used steroids and went cold-turkey and needed HCG to get his levels back to normal. I had to use it when I quit steroids cold-turkey," Canseco, who pleaded guilty last November to a misdemeanor of trying to bring HCG across the Mexican border into the United States illegally, told the AP. "I had to go to a doctor to get it and get my levels back."

Because MLB imposed the suspension as required by the drug agreement, the Dodgers cannot further discipline Ramirez.

"We share the disappointment felt by our fans, our players, and every member of our organization," Dodgers Chief Executive Officer Jamie McCourt said in a statement. "We will welcome Manny back upon his return."

Ramirez was not mentioned in the Mitchell Report, MLB's official report on drug use, and there had not been whispers that he was among the sport's juiced players.

BASKETBALL & FOOTBALL

Nowitzki having 'tough time' personally

DALLAS (AP) — Maverick All-Star Dirk Nowitzki offered no explanation Thursday about the arrest of a woman at his home, saying only that he is having personal troubles now.

When asked about his relationship with 37-year-old Cristal Taylor, who was arrested on a probation violation and theft of services warrants Wednesday, Nowitzki declined comment.

"It's pretty obvious that I'm going through a tough time in my personal life right now, but like I always have, I want to kind of keep my private life private," he said. "I'm not at the stage where I can talk about it yet and feel comfortable talking about it."

The Mavericks trail Denver 2-0 in the Western Conference semifinals entering Game 3 on Saturday.

"I'll be ready," said Nowitzki, who returned with his team from Denver on Wednesday afternoon.

Dallas police said Taylor was taken into custody Wednesday morning at Nowitzki's home. She remained in Dallas County Jail on Thursday on \$20,000 bond. A jail official said there was no record of an attorney for Taylor.

A 2006 indictment alleging theft of service in Jefferson County in southeast Texas listed eight aliases for Taylor, who was accused of not paying for dental services in the range of \$1,500 to \$20,000.

The probation violation originated in St. Charles County, Mo., and stemmed from Taylor pleading guilty in 1999 to two counts of forgery and two counts of felony stealing, county

prosecutor Jack Banas said. Taylor, who was accused of passing bad checks through a bank, had numerous five-year prison sentences suspended, Banas said.

Maverick coach Rick Carlisle said he didn't expect this matter to affect the team.

"When you're in NBA basketball and professional sports for a lot of years, there are a lot of distractions. ... We'll get through it," Carlisle said. "This is a private, personal issue and I think we all need to respect that."

Jason Kidd said the team was focused and had a great practice Thursday, its first since losing Game 2 on Tuesday night.

"I think he's going to be fine," Kidd said. "He's a human being. Life isn't perfect, and you move on and learn from it. ... We look for him to have a great game come Saturday."

Sports from using the names and likenesses and seeks undetermined compensation for athletes who have been portrayed in the video games.

Keller was Nebraska's starting quarterback in 2007. He transferred from Arizona State in 2006.

NCAA bylaws prohibit the use of the names and likenesses of athletes for commercial purposes. NCAA

spokesman Bob Williams said in a statement Thursday that the NCAA is confident it will be dismissed from the case.

"Our agreement with EA Sports clearly prohibits the use of names and pictures of current student-athletes in their electronic games," he said. "We are confident that no such use has occurred."

Suit challenges EA Sports, NCAA

OMAHA, Neb. (AP) — Former Nebraska quarterback Sam Keller is suing EA Sports and the NCAA, saying the video-game maker wrongfully uses the names and likenesses of athletes and the NCAA sanctions the practice.

Keller's lawsuit was filed Tuesday in federal court in San Francisco as a class-action, suing on behalf of all college athletes depicted in the NCAA Football and NCAA Basketball video games made by EA Sports.

Rob Carey of Phoenix, Keller's attorney, contends EA Sports profits from using the names and likenesses of players. The lawsuit would bar EA

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