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Santa Monica Daily Press
FRIDAY, JANUARY 11, 2013
Volume 12 Issue 53

Santa Monica Daily Press

We have you covered

CRIME WATCH
SEE PAGE 7

THE SO SO WINDY ISSUE

Trailer park owner sues city for $50M

Lawsuit alleges violations of local law, signed agreements

BY ASHLEY ARCHIBALD
Daily Press Staff Writer

CITY HALL Owners of the Village Trailer Park filed a $50 million lawsuit against City Hall this week alleging that the City Council violated local law and a signed agreement when it reversed course on an approved development for the controversial site.

The lawsuit alleges that the City Council improperly called the item at its Dec. 11 meeting against open meeting laws and that they did not follow proper procedure in rescinding a development agreement, which is technically an ordinance.

It also claims that the council violated a 2007 agreement to negotiate elements of the contract in good faith while the developers kept the park open, despite the fact

SEE SUIT PAGE 8



VILLAGE TRAILER PARK

Match made in heaven

Boys & Girls Club to open two new branches in CCSM buildings

BY ASHLEY ARCHIBALD
Daily Press Staff Writer

CITYWIDE Slowly but surely, a new low-income apartment complex is taking shape on Pico Boulevard right across from Santa Monica High School, but this one is special.

When completed, it will be one of five Community Corporation of Santa Monica (CCSM) buildings with a Boys & Girls Club built into the community room included in the complex.

The partnership provides the Boys & Girls Clubs of Santa Monica deeper saturation into the community than its main office on Lincoln Boulevard can offer while residents of the building get free membership to the club and after-school care for kids.

It's a win for all involved, said Sarah Letts, executive director of CCSM.

"It's a great opportunity to meet the needs of families right where they live, and a good opportunity for the Boys & Girls Club to get their programs out to the neighbors," Letts said.

The relationship between the Boys & Girls Club and CCSM began five years ago and has produced three branches at buildings on Main Street, Santa Monica Boulevard and Broadway.

Two more will come online this year in buildings being built on Pico Boulevard, said Christina Coles, the marketing and communications manager at the Boys & Girls Clubs

SEE CLUB PAGE 8



Daniel Archuleta *daniela@smdp.com*

GAME ON: **A pair of kids play foosball during the opening in December of a Boys & Girls Clubs of Santa Monica branch in a Community Corp. of Santa Monica building on Broadway.**

Waxman requests VA contracts, finances

BY KEVIN HERRERA
Editor-in-Chief

WASHINGTON, D.C. U.S. Rep. Henry Waxman (D-33rd District) on Thursday sent letters to over 30 companies that have entered into land use agreements with the West Los Angeles VA campus over the past 13 years so that he can get a better understanding of how much money the campus takes in from private businesses.

The letters were sent after Waxman made a similar request to Veterans Affairs Secretary Eric Shinseki in September.

"The department has not provided an adequate response to this request," read a news release from Waxman's office.

SEE WAXMAN PAGE 9

Study says San Andreas could break at once

ASSOCIATED PRESS

LOS ANGELES Certain earthquake fault segments long thought to be stable may rupture and cause a mega-quake, suggests a new study that could have implications for California's mighty San Andreas.

That's what happened during the 2011 magnitude-9 quake in Japan that triggered a tsunami and during the 1999 magnitude-7.6 Chi Chi quake in Taiwan.

In both cases, scientists assumed that "creeping" sections of a fault would serve as a buffer and prevent the entire fault from

SEE FAULT PAGE 10

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What's Up Westside

OUT AND ABOUT IN SANTA MONICA

Friday, Jan. 11, 2013

Opening day
haleARTS S P A C E
2443 Main St., 5 p.m.
Karrie Ross, local artist, is opening a new exhibition which features art by Nicole Aronson and OTTO. The event is free and will go until 8 p.m. Wine, snacks and other refreshments will be served. For more information, visit halearts.com or call (310) 314-8038.

Freud and C.S. Lewis have a talk
The Broad Stage
1310 11th St.,
visit website for times
Winner of the 2011 Off Broadway Alliance Award for Best Play, Mark St. Germain's "Freud's Last Session" depicts a meeting between the atheist Freud and the Christian author C.S. Lewis. Love, sex, death and the existence of God are among the topics they entertain throughout the play. Starring Judd Hirsch and Tom Cavanagh. Directed by Tyler Marchant. Tickets are $42 — $175. For more information, visit the Broad Stage website at the-broadstage.com/Freud.

Say 'no' to toy guns
1444 Third Street Promenade, 12 p.m.
A news conference merit award public giveaway will be held to bring to light possible negative effects that children can suffer from playing with toy guns. Among those speaking at the conference will be Michelle Phillips, founding member of popular 1960s vocal group The Mamas & The Papas, and Dr. Carole Lieberman, an internationally renowned "media psychiatrist." For more information, visit NoToyGuns.org or call (310) 399-1000.

Saturday, Jan. 12, 2013

Doing it for the dames
Magicopolis
1418 4th St., 9 p.m.
Popular Los Angeles burlesque troupe The Dollface Dames will be holding a fundraiser for Planned Parenthood to help "dames in need." The night will feature performances by the Dames and Sultry Singers, along with magic by Willman. The night starts at 9 p.m. with a pre-party reception held at West 4th and Jane where guests can meet the Dames. Afterwards, at 10:30 p.m., the burlesque performances will begin at Magicopolis, with dances by Kitty Kat DeMille, Mona Bella and others. The night will culminate with an after party which will consist of a kissing both and a book signing by Seductress Sienna Sinclaire. Gift bags will be given out as well. The fundraiser hopes to raise $10,000. VIP tickets are $100 and general admission tickets are $50. For more information on the event or the Dollface Dames, visit thedollfacedames.com/lets-do-it

Story time
Santa Monica Public Library
601 Santa Monica Blvd., 11 a.m.
In the Children's Activity Room, stories, songs and crafts will be among the things to enjoy on story time Saturday. The event is appropriate for all ages and will end at 12 p.m. For more information, call (310) 458-8600.

Exhibitionists
TAG Gallery
2525 Michigan Blvd., 5 p.m.
All 40 TAG artists will be in attendance for the opening reception of the new exhibition at the TAG gallery. The exhibit will span all media and genres of painting, photography and sculpture. Admission to the opening is free. For more information, call (310) 829-9556.

To create your own listing, log on to smdp.com/submitevent

For help, contact Daniel Archuleta at 310-458-7737 or submit to editor@smdp.com

For more information on any of the events listed, log on to smdp.com/communitylistings



Malibu councilman under investigation for hit-and-run


PEAK

BY MELISSA CASKEY
Special to the Daily Press

MALIBU Months after the dust settled on one investigation, Malibu City Councilman Skylar Peak has become the subject of another.

Sheriff's officials say Peak is under investigation for a possible hit-and-run on Christmas Day after allegedly crashing through more than 400 feet of road delineators on Pacific Coast Highway and abandoning his damaged pickup truck near Westward Beach.

It all began on Christmas morning when authorities received a 911 call at 7:05 a.m. from a witness who reported "aggressive and angry driving" on Pacific Coast Highway near Zuma Beach, said Det. Dave Huelsen of the Malibu/Lost Hills Sheriff's Station.

Deputies responding to the scene at 7:30 a.m. found a white GMC Duramax truck with front-end damage and leaking fluids partially blocking the roadway near the intersection of Westward Beach Road and Zuma Bay Way, approximately two miles from Guernsey Avenue.

After running the truck's license plates, deputies determined it was registered to Peak, Malibu/Lost Hills Capt. Joseph Stephen said. The

SEE **MALIBU** PAGE 10

COMMUNITY BRIEFS

PUBLIC SAFETY FACILITY

SMPD offers Spanish Citizen Academy class

The Santa Monica Police Department will be offering its Spanish-language Citizen Police Academy, Academia Comunitaria Policial, beginning in late January.

Classes are taught by police officers, police executives and highly specialized non-sworn employees of the SMPD. They will be held at the Public Safety Facility located at 333 Olympic Dr.

The courses include demonstrations, discussions, lectures and personal participation in mock exercises. Participants will learn about patrol procedures, gang and narcotic investigations, Internal Affairs, S.W.A.T., traffic safety and other topics.

Enrollment is open to anyone who lives, works or goes to school in Santa Monica and is at least 18 years of age. Classes are held on Tuesday evenings from 6 p.m. – 9 p.m.

For more information, contact SMPD Community Relations/Crime Prevention at (310) 458-8474 or by e-mail at community.relations@smgov.net.

– ALEX VEJAR





Paul Alvarez Jr. *news@smdp.com*
A LOOK: **St. Monica's Jack Matsunaga goes up for a lay-up against St. Paul on Wednesday.**

HIGH SCHOOL SPORTS ROUNDUP

St. Monica boys hoops fall to St. Paul, 47-39

BY DANIEL ARCHULETA
Managing Editor

ST. MONICA St. Paul ruined St. Monica boys' basketball's Camino Real League opener on Wednesday with a 47-39 win.

The home loss drops St. Monica to 7-9 overall.

Next for the Mariners is a road game at Cathedral on Friday. It tips off at 7 p.m.

SAMOHI, INGLEWOOD SPLIT DOUBLEHEADER

Santa Monica High School's trip to Inglewood for a basketball doubleheader to open the Ocean League season came with mixed results on Wednesday.

The boys squeaked by with a 58-57 win while the girls suffered a 49-42 loss at the hands of the Sentinels.

The boys improved to 12-4 overall. The girls fell to 1-13.

Both Samohi teams will again play a doubleheader on Friday, this time against rival Culver City. The girls tip at 6 p.m., the boys 7:30 p.m.

XRDS HOSTS EXTRAVAGANZA

Crossroads will host a one-day extravaganza against nearby Brentwood on Friday.

First up are a pair of games between the boys' junior varsity soccer and basketball teams. Those game both begin at 4 p.m.

The girls' varsity soccer and basketball teams are next. Both games begin at 5:30 p.m.

Varsity boys' basketball is next with a 7 p.m. start.

Rounding the day out is a boys' varsity soccer matchup at 7:30 p.m.

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LETTERS TO THE EDITOR

Send comments to editor@smdp.com

For the record

Editor:

We are writing in response to the Jan. 8 letter to the editor from Mr. Elias Serna, "Defending PYFC," regarding the work of Judy Spiegel, the organizational development consultant engaged by the fiscal receiver of the Pico Youth & Family Center to (1) provide training to the PYFC advisory board on the role of board governance and (2) to assess the health of PYFC as an organization.

Mr. Serna makes serious defamatory allegations concerning her competency as a consultant, yet he does not provide any basis for his charges, nor does he point out one incorrect fact in her assessment. But rather, he charges inconsistently that she wanted to "take down" PYFC because, among other things, she wanted the job of the PYFC executive director, while at the same time sought to have the PYFC endowment withdrawn. We the undersigned feel compelled to set the record straight.

Ms. Spiegel is an experienced professional who provided key training to the PYFC advisory board and the PYFC staff. The demonization of sincere professionals fulfilling their obligations is against the values reflected in the PYFC motto of "peace, unity and social justice." It also provides poor modeling to youth who must learn when and how to accept criticism that may be constructive in helping them become better people, to accept responsibility for their actions, and to engage in thoughtful, useful discourse when they disagree. Furthermore, what Mr. Serna overlooks is that Ms. Spiegel sent a draft of the final assessment to the PYFC executive director, Oscar de la Torre, for his review and comments prior to finalizing the report, and no comments or corrections were submitted even though the executive director was encouraged to participate.

Finally, the record should reflect that Oscar de la Torre participated in the selection process and did in fact sign off in hiring Ms. Spiegel for the professional role she did fulfill.

Amanda Seward, Former PYFC board chair
Jan Book, Former PYFC board treasurer
Shelly D. Wood, Former PYFC board secretary
Jill Moniz, Former PYFC board member
Ira McAliley, Former PYFC board member

Feds need to act on gun control

Editor:

It angers me to hear Congress members praising the National Rifle Association's stupid solution to our murder-by-guns problem. Armed guards at schools? Are our schools to become armed fortresses? Once it is known that school guards are armed, they would likely be the first shot.

The records the NRA flaunt, that states with the strictest laws have the most murders, should show where the guns were purchased. For example, when I lived in Massachusetts many years ago, no birth control products were allowed to be sold in the state. So what? A short drive to the nearest drug store in a neighboring state, and the problem was solved!

You can't buy a gun in your state? So what. It's a short drive to another state where you can buy all the guns you want.

The NRA also neglects to note how few, if any, shootings were in self-defense.

I was once held up at gun point, and if I had a dozen guns hidden on my person there was no chance I could reach any of them. So how do guns protect you?

We are separate states, but only one country, so any gun control laws must be federal to be effective. So, President Obama and Congress, stop procrastinating and give our children back their safe schools and all of us our safe streets now before bad people are able to fill their closets with murder weapons.

Cecilia Rosenthal
Santa Monica

✉WHAT DO YOU THINK?
■ Send letters to **editor@smdp.com**

Laughing Matters

Jack Neworth — Send comments to editor@smdp.com

From businessman to troubadour

ONE OF THE OUTSTANDING FEATURES OF living at The Shores apartments in Ocean Park, in addition to being across the street from the ocean, is that the complex has its own set of stores on the premises. There's a dry-cleaner, an upscale hair salon and a post office. (For those who still use "snail mail.")

At The Shores, there's even a convenience market/bistro that, until a couple years ago, was owned and operated by Casey O'Day. (Add an Olympic pool, Jacuzzi and gym, and The Shores' amenities are so complete that it's tempting to never leave, which some accuse me of doing.)

The market/bistro was run efficiently and creatively by Casey, but the problem was he's a musician in his heart and soul — not a merchant. The down economy didn't help either, but Casey says philosophically, "In the end, it was a good thing I had to move on." You see, one day Casey woke up and realized that playing the guitar and singing, however difficult to make a living from, is what gave his life purpose, not stocking shelves.

A musician for as long as he can remember, Casey had come to Santa Monica from Portland 14 years ago, trying to win back a former girlfriend who had moved here. Unfortunately, he didn't succeed with that love but he developed a new one for our fair city.

Nobody ever said following your dream is easy. I suppose if it was, it wouldn't be a dream. In any event, Casey sold the market and, a year ago, began playing his music on the Santa Monica Pier.

Here's Casey's schedule: Every morning, rain or shine, he wakes up early, goes to the pier and signs up for a lottery that the city runs to see if he's able to get a spot to perform. (Reminds me of a musical version of Marlon Brando's "On the Waterfront" where dock workers lined up each morning hoping to get a job. Maybe I watch too many old movies?)

If Casey doesn't "win" the morning lottery, fortunately there are afternoon and evening shifts. He's so determined that, in the past year, he's only missed 22 shifts. It's not uncommon for him to sing eight or nine hours a day. In so doing, he's built up a huge repertoire of 200 songs that he can perform on request, including covers of the Beatles, Pink Floyd and Led Zeppelin to the more contemporary music of U2, Radiohead and Coldplay.

Primarily, it's tourists who flock to the pier daily. (Although, numerous residents include the pier on their daily walks.) Casey has built up a following who will ask for a particular song. It's akin to a live radio station as Casey obliges the requests. On occasion, he will play the guitar and the crowd sings the song in what he jokingly calls "Pier-aoke."

Rising early every morning, Casey is devoted to his "job." He's not the stereotypical street performer with a beat up guitar, bad attitude and change bucket. In fact, he brings a pretty impressive set-up which allows him to sound unique and authentic.

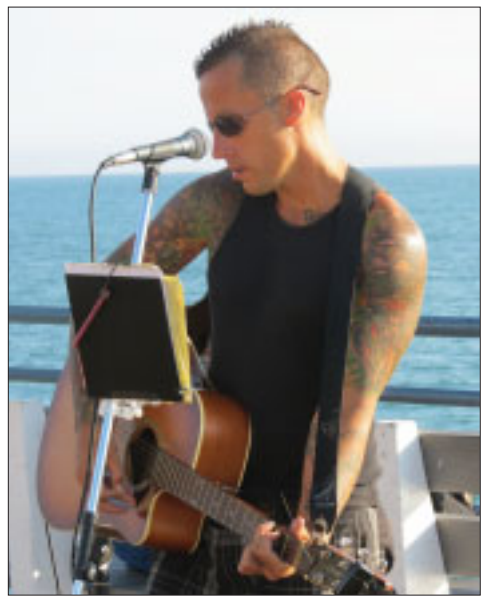


Photo courtesy Casey O'Day

PIER PRESSURE: **Casey O'Day went from owning a market to performing on the pier.**

My hat's off to Casey. Some people give me credit for writing this column week in and week out and wonder how I do it. Some send nasty e-mails and wonder why I do it. Either way, as anyone who knows me well can attest, I definitely don't rise early each morning to do it.

As tourists from countries all over the world gather 'round to listen, Casey feels all the hard work and long hours are well worth it. In one day he sold (or gave away, depending on his mood) his CDs to people from Angola, Finland, Brazil, England, Canada and Australia. (Casey's next career could be at the U.N.?)

"It's flattering and rewarding to think they're taking my music back home with them thousands of miles away," he told me. Among Casey's many appreciative CD "customers" has been the president of the Czech Republic and his family, who were surrounded by Secret Service.

Casey takes great pride in the shows he performs and hopes to land a job "indoors" at a local bar or night spot. But, even if he does, he vows to continue singing from his heart and soul each day on the pier. As Mickey Rooney might have said to Judy Garland, "That's what makes a dream so great, just living it." Forget "maybe." I definitely watch too many old movies.

CASEY O'DAY can be seen online at youtube.com/pinheadtheband. To book him for your party, bar or club, call (213) 453-2379 or e-mail kcsmarket@yahoo.com. Jack can be reached at jnsmdp@aol.com.





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State budget goals aim to change education funding

CHRISTINA HOAG
Associated Press

LOS ANGELES Gov. Jerry Brown on Thursday proposed a sweeping overhaul of K-12 education financing that would provide more money for low-income schools and give districts more control over how they can spend state funds.

Fresh off voter-approved hikes in the state sales tax and income taxes on the wealthy, the Democratic governor's newly unveiled budget plan allocates $2.7 billion more for elementary and secondary education and community colleges for the next fiscal year.

Spending on K-12 and two-year colleges would total $56.2 billion for 2013-14. That figure would return the state to nearly prerecession funding after a series of spending cuts. Of the additional amount allocated for the fiscal year starting July 1, the governor wants to use $1.8 billion to pay school districts what the state already owes them in late payments for previous years.

Besides restoring funds, Brown wants to drastically change the way the state distributes money to schools.

The proposal retains the current system's feature of awarding money based on attendance, but it would add up to 35 percent more based on the proportion of English learners and low-income students in each district.

Districts with more than half of their student population classifying as low-income, as measured by free or reduced price lunch participants, would receive additional funds in a poverty "concentration" grant.

The shift is sure to cause an outcry among wealthier school districts, but Brown framed it as an obligation to provide more help to low-income districts.

"Growing up in Compton or Richmond is not like it is to grow up in Los Gatos or Beverly Hills or Piedmont," he said. "It is controversial, but it is right and it's fair."

Many education watchers applauded the initiative.

"It's been way too long to address this totally irrational financing system we've had," said Ted Lempert, president of advocacy group Children Now. "This is rational and equitable."

In a second major shift, the governor wants to eliminate most "categorical" programs, which are funds that can only be used for a specific purpose. Instead, the money would be given to districts with no strings attached, allowing them to spend the funds as they see fit.

Critics say districts would simply eliminate valuable programs for groups of student populations that categorical status is meant to protect. The state spends about $4.5 billion on some 50 programs that range from classroom size reduction to career-technical.

"We like a lot of these earmarked reasons. They serve a diverse educational need," said Jeffery Freitas, secretary-treasurer of the California Federation of Teachers.

Freitas said the teachers union was heartened that Brown emphasized preserving grants to keep K-3 classes to a maximum of 24 pupils, although he noted that is still a large number of students.

Brown has also proposed preserving special funds for busing, which mostly benefits rural school districts, and court-ordered racial integration support, which mostly benefits Los Angeles and San Francisco unified school districts.

David Plank, executive director of Policy Analysis for California Education, predicted that the categorical elimination could be the area lawmakers meddle with most as special interest groups start lobbying for carve-outs.

"Each of those categorical funds has a constituency behind it," Plank said. "That's where the fight is going to be. But if the governor can hold the line, it will be good for California."

The budget proposal also would change several other aspects of education funding. Responsibility for adult education, for example, would switch to community colleges, instead of K-12 districts, along with a $300 million funding shift.

State Superintendent of Public Instruction Tom Torlakson said in a statement that the change could cut access to classes that encompass English as a second language and high school equivalency diplomas.

"I am concerned that severing the long-standing ties these programs have with K-12 districts could diminish access to classes that play a vital role in helping Californians receive the basic education they need to become productive citizens," he said.

Freitas said the teachers union shared those concerns.

The budget also allocates $450 million of revenue from a corporate tax increase to a special fund for school energy efficiency initiatives.

The Q Line

Food rules

Cities around the country continue to struggle with the obesity issue. New York City went as far as banning large soft drinks at restaurants to help people slim down.

So, this week's Q-Line question asks:
Do you think it's the role of government to regulate what we eat or is that too close to a nanny state for your liking?

Contact **qline@smdp.com** before **Friday at 5 p.m.** and we'll print your answers in the weekend edition of the Daily Press. You can also call **310-573-8354**.



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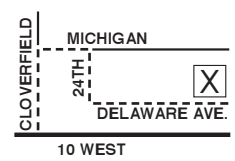


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NOTICE OF A PUBLIC HEARING
BEFORE THE SANTA MONICA CITY COUNCIL

City of Santa Monica

SUBJECT: Annual review of Development Agreement compliance and determination of good faith compliance for those Development Agreements that are in compliance

A public hearing will be held by the City Council to consider the following matter:

Annual summary of the status of compliance for each of the 21 Development Agreements that are currently in effect and subject to annual compliance report submittals to the Planning and Community Development Department, and a recommendation to determine good faith compliance for those properties that are in compliance. This year's summary includes review of all 12 previously-constructed projects, five projects that are currently under construction, and the status of the remaining four Agreements where construction has not yet commenced.

DATE/TIME: **TUESDAY, JANUARY 22, 2013, AT 6:45 p.m.**

LOCATION: City Council Chambers, Second Floor, Santa Monica City Hall
1685 Main Street, Santa Monica, California

HOW TO COMMENT
The City of Santa Monica encourages public comment. You may comment at the City Council public hearing, or by writing a letter. Written information will be given to the City Council at the meeting.

Address your letters to: City Clerk
Annual Development Agreement Compliance Review
1685 Main Street, Room 102
Santa Monica, CA 90401

MORE INFORMATION
If you want more information about this matter, please contact Roxanne Tanemori, Senior Planner, at (310) 458-8341, or by e-mail at roxanne.tanemori@smgov.net. The Zoning Ordinance is available at the Planning Counter during business hours and on the City's web site at www.santa-monica.org.

The meeting facility is wheelchair accessible. For disability-related accommodations, please contact (310) 458-8341 or (310) 458-8696 TTY at least 72 hours in advance. All written materials are available in alternate format upon request. Santa Monica "Big Blue" Bus Lines #2, #3, Rapid 3, #7 and #9 service the City Hall and Civic Center.

Pursuant to California Government Code Section 65009(b), if this matter is subsequently challenged in Court, the challenge may be limited to only those issues raised at the public hearing described in this notice, or in written correspondence delivered to the City of Santa Monica at, or prior to, the public hearing.

ESPAÑOL
Esto es una noticia de una audiencia pública para revisar applicaciónes proponiendo desarrollo en Santa Monica. Si deseas más información, favor de llamar a Carmen Gutierrez en la División de Planificación al número (310) 458-8341.

'Lincoln' leads Oscars with 12 nominations

DAVID GERMAIN
AP Movie Writer

BEVERLY HILLS, California The Civil War saga "Lincoln" leads the Academy Awards with 12 nominations, including best picture, director for Steven Spielberg and acting honors for British-born Daniel Day-Lewis, Sally Field and Tommy Lee Jones.

Also among the nine nominees for best picture Thursday: was the French-language film "Amour"; the Iran hostage thriller "Argo"; the independent hit "Beasts of the Southern Wild"; the slave-revenge narrative "Django Unchained"; the musical "Les Miserables"; the shipwreck story "Life of Pi"; the lost-souls romance "Silver Linings Playbook"; and the Osama bin Laden manhunt chronicle "Zero Dark Thirty."

Oscar winners will be announced Feb. 24.

"Life of Pi" surprisingly ran second in nominations with 11, ahead of "Zero Dark Thirty" and "Les Miserables," which had both been considered potential front-runners.

"It's a great surprise. I'm deeply honored. Eleven really surprised me. But it's a good surprise. I'm very happily surprised." Ang Lee, director of "Life of Pi," said by telephone from Los Angeles.

The Austrian film "Amour," which won the top prize at last May's Cannes Film Festival, mainly had been considered a favorite in the foreign-language category, where it also was nominated. "Amour" had five nominations, including original screenplay and best actress for French-born Emmanuelle Riva. It is one of only a handful of non-English-language films ever nominated for the best picture Oscar.

More surprising were snubs in the directing category, where three favorites missed out: Ben Affleck for "Argo" and past Oscar winners Kathryn Bigelow for "Zero Dark Thirty" and British-born Tom Hooper for "Les Miserables." Bigelow was the first woman ever the win the directing Oscar for 2009's "The Hurt Locker," while Hooper won a year later for "The King's Speech."

The best-picture category also had surprising omissions. The acclaimed first-love tale "Moonrise Kingdom" was left out and only got one nomination, for original screenplay. Also snubbed for best-picture was "The Master," a critical favorite that did have three acting nominations for Joaquin Phoenix, Amy Adams and Philip Seymour Hoffman.

Harvey Weinstein produced two of the nine best picture nominees — "Django Unchained" and "Silver Linings Playbook" — and was naturally pleased.

"I am blown away! I can't say thank you enough to the Academy for their support of our films," he said in a statement. "We have a tremendous group of actors and filmmakers who we had the pleasure of working with this year, and I am so happy that their achievements are being recognized."

Two-time winner Spielberg earned his seventh directing nomination. Also in the mix are Taiwan-born past winner Ang Lee for "Life of Pi" and past nominee David O. Russell for "Silver Linings Playbook." The other slots went to surprise picks who are first-time nominees: German-born Michael Haneke for his French-language "Amour" and Benh Zeitlin for "Beasts of the Southern Wild."

"It is fulfilling to discover that a film has found the audience and critical acclaim that 'Amour' has garnered," Haneke said. "I have been very fortunate on both those fronts, but it is especially rewarding to discover that a film has found favor among one's industry peers who know, in particular, the effort that goes into getting a film — any film — made."

The film stars octogenarian French acting greats Emmanuelle Riva and Jean-Louis Trintignant as a loving Parisian couple whose world is devastated by the wife's serious illness.

Unflinching, unsentimental and in French, it also garnered nominations for Haneke's direction, original screenplay and the performance of 85-year-old Riva.

The other foreign-language nominees are 18th-century court saga "A Royal Affair" by Denmark's Nikolaj Arcel; child soldier drama "War Witch" by Canada's Kim Nguyen; seafaring adventure "Kon-Tiki" by Norway's Joachim Roenning and Espen Sandberg; and "No" by Chile's Pablo Larrain.

Austria also scored an acting nomination, with Christoph Waltz up for best supporting actor for Quentin Tarantino's "Django Unchained." Waltz won the supporting actor prize for his turn as a loquacious Nazi in Tarantino's "Inglourious Basterds."

Australian actors also made a strong showing, with nominations for Naomi Watts (best actress for "The Impossible"), Jacqui Weaver (supporting actress for "Silver Linings Playbook") and Hugh Jackman, a best-actor nominee for "Les Miserables."

"The whole thing is kind of surreal for me," Jackman said.

After a strong British flavor to the Oscars over the past few years, Day-Lewis was the only U.K. acting nominee, although Adele was a finalist for her "Skyfall" theme song. The British singer tweeted her delight: "Oh my god I feel like Meryl Streep!! Thank you."

Chronicling Abraham Lincoln's final months as he engineers passage of the 13th Amendment abolishing slavery, "Lincoln" stars best-actor contender Day-Lewis in a monumental performance as the 16th president, supporting-actress nominee Field as the notoriously headstrong Mary Todd Lincoln and supporting-actor prospect Jones as abolitionist firebrand Thaddeus Stevens.

Joining Day-Lewis in the best-actor field are Bradley Cooper as a psychiatric patient trying to get his life back together in "Silver Linings Playbook"; Hugh Jackman as Victor Hugo's tragic hero Jean Valjean in "Les Miserables"; Phoenix as a Navy vet who falls in with a cult in "The Master"; and Denzel Washington as a boozy airline pilot in "Flight."

Cooper had been a bit of a long shot, while a best-actor potential favorite missed out — John Hawkes as a man in an iron lung aiming to lose his virginity in "The Sessions."

Nominated for best actress are Jessica Chastain as a CIA operative hunting bin Laden in "Zero Dark Thirty"; Jennifer Lawrence as a troubled young widow struggling to heal in "Silver Linings Playbook"; Riva as an ailing woman tended by her husband in "Amour"; Quvenzhane Wallis as a spirited girl on the Louisiana delta in "Beasts of the Southern Wild"; and Naomi Watts as a mother caught up in a devastating tsunami in "The Impossible."

Riva is the oldest nominee ever in the category at 85, while Wallis is the youngest ever at 9.

Along with Field, supporting-actress nominees are Adams as a cult leader's devoted wife in "The Master"; Anne Hathaway as an outcast mother reduced to prostitution in "Les Miserables"; Helen Hunt as a sex surrogate in "The Sessions"; and Jacki Weaver as an unstable man's doting mom in "Silver Linings Playbook."

Besides Jones, the supporting-actor contenders are Alan Arkin as a wily Hollywood producer in "Argo"; Robert De Niro as a football-obsessed patriarch in "Silver Linings Playbook"; Seymour Hoffman as a dynamic cult leader in "The Master"; and Christoph Waltz as a genteel bounty hunter in "Django Unchained."

CRIME WATCH
BY DAILY PRESS STAFF

No rest at the Rest Haven

Crime Watch is a weekly series culled from reports provided by the Santa Monica Police Department. These are arrests only. All parties are innocent until proven guilty in a court of law.

SATURDAY, JAN. 5, AT 4:20 P.M.,
Santa Monica police officers responded to the 800 block of Grant Street – Rest Haven Motel – regarding a report of a guest failing to pay his bill. When officers arrived they spoke with a motel employee who said the suspect also had a woman in his room and the employee was concerned for her safety. Officers knocked on the motel door and the suspect answered. He allowed police to check inside his room to see if there was a woman in there. While no woman was seen, police said they found in plain sight a glass pipe commonly used to smoke crack cocaine. Officers asked the suspect if he had any cocaine on him and he allegedly said yes. Officers recovered a baggy containing rock cocaine from the suspect's pants pocket. He was placed under arrest for possession of narcotics. He was identified as Steven Barnes, 56, of Venice, Calif. His bail was set at $10,000.

TUESDAY, JAN. 1, AT 2:20 A.M.,
Police officers responded to the intersection of 20th Street and Wilshire Boulevard regarding a report of a fight in progress. When officers arrived they saw LAPD officers detaining four people. The LAPD officers told Santa Monica police that they were flagged down by several people regarding a fight. Witnesses said that three men were seen beating a man until he fell to the ground. Once on the ground the suspects continued to kick and punch the victim in the head and neck. Only one suspect was positively identified and placed under arrest for assault with a deadly weapon. He was identified as Saleem Allahi, 34, of Tupelo, Miss. His bail was set at $30,000.

THURSDAY, JAN. 3, AT 9 A.M.,
Officers responded to a home on the 2200 block of 26th Street regarding a report of a family disturbance. When officers arrived they made contact and detained the suspect, who is a granddaughter of the alleged victim. The grandmother told police that she allowed her granddaughter to stay at her home over the holidays because she had recently been kicked out of her mother's house and was no longer with the father of her child. On the night of Jan. 2, the granddaughter allegedly became enraged and started breaking things around the house, including a laptop computer. She also threatened to hurt her grandmother after she told the woman to leave. The suspect did, but returned the next day and allegedly demanded money. When the grandmother refused, the suspect assaulted her on the front porch, police said. She also broke several flower pots and tried to break the front window, police said. When police arrived they said the suspect tried to hit them as they tried to detain her. She was placed under arrest for elder abuse, making criminal threats, battery on a police officer and resisting arrest. She was identified as Dionna Anderson, 26, of Santa Monica. Her bail was set at $50,000.

SATURDAY, JAN. 5, AT 3:24 P.M.,
Officers responded to the corner of Euclid Street and Pico Boulevard regarding a report of domestic violence. When officers arrived they made contact with a man who said that as he was parking his car on the 1900 block of Euclid he heard a man and a woman arguing. The witness said he saw the man push the woman into some bushes and then slapped her in the face twice. The woman got up and both continued walking. Officers located the couple a few blocks away and detained them. During their conversation with the couple, officers learned the two were dating and the woman had redness to her face, as if she was slapped. Based on that, police placed the man under arrest for domestic battery. He was identified as Rocco Ochinero, 63, of Santa Monica. His bail was set at $20,000.

news@smdp.com

Editor-in-Chief **KEVIN HERRERA** contributed to this report.



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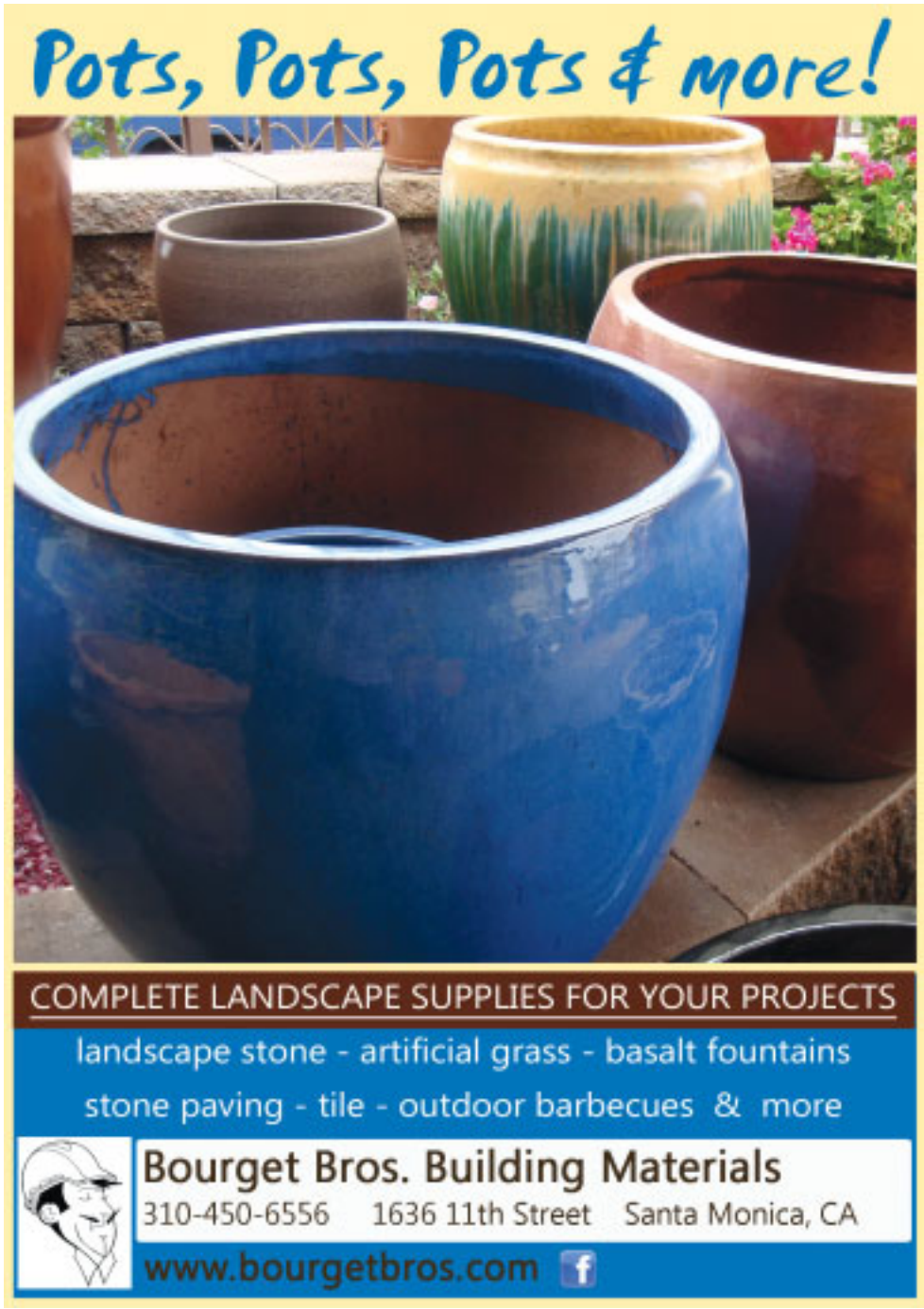
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SUIT
FROM PAGE 1

that it has been losing money for a decade.

If the decision is not overturned and the development not allowed to go forward, the owners will shut down the park and the residents will lose the rich package of relocation benefits negotiated as part of the development agreement.

"We spent six years working to satisfy the concerns of all constituents," said Marc Luzzatto, co-owner of the park. "We would prefer that the city honor its commitments so that we would not have to pursue litigation."

On Nov. 27, the then-City Council approved Luzzatto's development agreement for a mixed use project consisting of 377 units, some apartments and others condominiums, and retail space spread across three buildings.

It also required that the developer set aside 10 trailer pads for Village Trailer Park residents that wanted to remain in the park, and created an array of relocation options for residents.

Those included the developer purchasing a new mobile home and moving residents to the Mountain View Mobile Home Park, a city-owned park just blocks from Village Trailer Park, as well as paying several years' worth of rent for residents while they waited to move into some of the low-income apartments in the new project, amongst others.

Two weeks later, a newly-seated City Council with two new members, Ted Winterer and Tony Vazquez, voted to rescind the development agreement in a 4 to 3 vote ostensibly to resolve questions about the project's adherence to local affordable housing rules.

Both new members voted to take back the agreement.

At the meeting, City Attorney Marsha Moutrie informed the council that the development did not have to adhere to the affordable housing production program because it was a specially-negotiated contract.

In the lawsuit, the plaintiffs hold that the vote was invalid because it happened during a special meeting and it was done without the proper procedure.

The lawsuit alleges that the City Council should have provided a public notice or hearing for the rescission action, similar to the two-step process needed to approve the development agreement in the first place.

"In purporting to reconsider the ordinance, the new City Council engaged in a perversion of the legislative process," the lawsuit reads.

Moutrie believes that the action was appropriately taken, and that the council reconsidered and rescinded its action in adopting the development agreement on second reading.

"No repeal was necessary because the reconsideration occurred in the 30-day period before the ordinance became effective," she said.

Luzzatto may have a case that the City Council stopped negotiating in good faith when it flip-flopped on the agreement, said C. Kerry Fields, professor of business law and ethics at the USC Marshall School of Business.

A few years ago, that might not have been true, Fields said.

"It certainly looks like the city is liable or could be liable for failing to honor its commitments," Fields said.

On the other hand, the lawsuit allows the City Council to discuss the case behind closed doors, which may give council members political cover for ultimately approving the project, he said.

For his part, Luzzatto believes that the City Council knows that the actions they took on Dec. 11 can't undo their commitments to his project.

"It's not fair to lead us down the path for six years and cause us to spend huge sums of money and lose so much money operating the park and then try to take away the city's agreement," Luzzatto said. "I do believe there is an achievable resolution, and we will work toward it."

ashley@smdp.com

CLUB
FROM PAGE 1

of Santa Monica.

Those are expected to open in May or June of 2014 after the buildings have been leased.

Each club can take on 50 to 65 members, and each of the sites provides access to a college preparation program called Collegebound, the teen center and leadership and confidence-building clubs and programs.

"All of these sites will strive to make a direct impact in communities that really need it, which is our main goal in implementing them there," Coles said.

It costs $80,000 to open and maintain a new site, Coles said, and key donations from companies like Microsoft and organizations like the Verizon Foundation and Pacific Youth Foundation mean that many of the sites have top-of-the-line technology so that club members can become computer savvy and acquire the skills they need to be competitive in school and their future careers.

Activities take place in the community rooms which are equipped with locking cabinets specifically for the Boys & Girls Club so that the room can be used by others on weekends.

Although the classes and homework support help the students, one of the main benefits that the Boys & Girls clubs provide actually accrues to the parents who know that their children can come home after school and get quality care.

Letts remembers trying to negotiate after-school care for her children when she was a working mom, so the idea that a school-age child can access that not far from where they live holds a special attraction for her.

"I look back and I knocked myself out to find quality care, schlep the kids over and pick them up on time," Letts said. "You incur the expense, deal with the logistics to get to and from after-school care. In this situation, you literally take the bus home from school and go to an awesome program run by the Boys & Girls Club at their property."

It made a big difference for David Ramirez, the Boys & Girls Club 2012 Youth of the Year who attended the Pacific Branch located in his CCSM building.

"I've been a Boys & Girls Club member since the third grade, and I've never gone to the main branch," Ramirez said.

He wasn't able to go because his parents didn't have a car, so he attended the club at his elementary school and later at the Pacific Branch.

Ramirez had just gotten out of one of the first classes of his second semester at Cal Poly in San Luis Obispo. He's the first in his family to go to college, and he credits the club, which helped him with his English homework and taught him how to get scholarships.

Club staff even helped drive Ramirez to college when he first moved in.

Having the club on-site is a huge boon for the children in the building, Ramirez said.

"They may not realize it right now, but later on, it will make a huge difference in their lives," Ramirez said.

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WAXMAN

FROM PAGE 1

The West L.A. VA, the largest medical center in the VA system with 1.4 million veterans served annually, is being sued by the American Civil Liberties Union on behalf of a group of homeless veterans for failing to use its 387 acres as they were initially intended — as a permanent home for veterans.

According to the ACLU suit, the VA has, over time, strayed from that original purpose by leasing large portions of the property to private social services and a number of private companies, including a rental car business.

The lawsuit also contends the VA's benefits program discriminates against veterans with severe mental disabilities. Without stable living conditions, these veterans cannot access the necessary medical and mental health services they need.

"The VA has an obligation to dedicate any revenues generated from the use of its property to its core mission — the care of our nation's veterans," Waxman said. "I am committed to ensuring that they abide by that obligation. A full accounting of the revenue generated from these land use agreements is an important step for the VA to rebuild trust with veterans and the West L.A. community at large. Moving forward I will continue to push the VA on other key priorities, including speeding up construction of supportive housing, improving case management and expanding outreach to homeless veterans."



File photo

CALLING OUT: **A veteran protests last year the VA's inability to build housing for homeless vets.**

In December, the VA announced it selected a contractor to make seismic upgrades and other improvements to a building on the West L.A. campus that is intended to house veterans in need of treatment. Waxman praised the move, but lamented on how long it took to finalize the contract.

Construction is expected to be completed by spring 2014. The goal is to house approximately 65 homeless veterans for whom previous recovery attempts have failed.

In 2009, Shinseki, along with President Obama, put into place a plan to end homelessness among veterans by 2015. VA officials said in December that the plan has directly contributed to a 12 percent decrease in the number of homeless veterans in 2011.

Officials with the VA could not be reached for comment on this story.

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FAULT
FROM PAGE 1

unzipping. But a new study published online Wednesday in the journal Nature suggests this may not always be the case.

Combining computer modeling and fieldwork, researchers at the California Institute of Technology and Japan Agency for Marine-Earth Science and Technology found that creeping segments sometimes snapped, resulting in a bigger quake than anticipated.

This may provide insight to future quakes along the San Andreas Fault, which has a creeping section that separates the locked segments in Northern California and Southern California.

Scientists previously theorized that a wall-to-wall San Andreas quake may be possible, though that's still under debate.

Caltech geophysicist Nadia Lapusta told the Los Angeles Times that the San Andreas may not necessarily behave exactly like what computer models predict.

"Hopefully the creeping segment is such that it doesn't have the propensity for weakness. But without examining further, you can't say," she said.

More research may include drilling into rocks surrounding the fault to collect samples and examining a fault close to the surface. Scientists previously said California faces an almost certain risk of being rocked by a strong earthquake — magnitude-6.7 or higher — by 2037. The odds of such an event are higher in Southern California than Northern California.

U.S. Geological Survey geophysicist Kenneth Hudnut told the Times it was unlikely that a quake would race through the middle section of the San Andreas.

If a mega-quake occurred, it would place a burden on emergency responders, said Hudnut, who had no role in the research.

MALIBU
FROM PAGE 3

councilman was not at the scene when deputies arrived.

"From what the witness describes the person was doing, it was reckless driving," Huelsen said.

Peak confirmed to sheriff officials on Monday that he was driving the vehicle as it headed eastbound on PCH and drove over a 411-foot stretch of yellow paddle barriers and "qwick kurb" just east of Guernsey Avenue, Huelsen said.

The damaged delineators have not been repaired yet, but Caltrans estimates it will cost between $3,000 and $4,000 to replace 23 damaged paddles.

In a telephone interview with The Malibu Times on Monday, Peak would not comment on the specifics of the ongoing investigation but denied allegations of reckless driving and described the incident as a "total accident." He said he intended on returning for the truck after leaving it near Westward.

"[The truck] was parked on the side of the road and it was in a safe area where people could go around it," Peak said.

The 28-year-old councilman left for a surf trip to Hawaii either Christmas Day or the day after and remained in Hawaii as The Malibu Times went to press. When asked why he left his vehicle or where he was going before he left it, Peak did not respond, but forwarded questions to his attorney. He also did not explain the circumstances surrounding the collision.

"He has an explanation as to why he damaged the property," Huelsen said. "We're still trying to investigate what exactly happened."

Peak's attorney, Michael Schwimer, said Peak could not answer any questions due to an open investigation.

"Given that there is currently an ongoing investigation, Mr. Peak cannot make any specific comments regarding the alleged events in question," Schwimer said. "Mr. Peak trusts that after the investigation has been concluded he will be absolved of any wrongdoing."

Peak, who suffers from bipolar disorder, confirmed again on Monday that he does not take medication for his condition, which was diagnosed in May.

"The only thing I'm taking is a really good, strong regimented workout," Peak said Monday. "I think it's the best thing you can do, actually."

Peak has been the focus of several controversies both on and off the dais since taking office nine months ago and becoming the youngest person to ever serve on the Malibu City Council.

In July, Point Dume Village security guards alleged Peak ran through the shopping center parking lot in a Speedo swimsuit and threatened them with a scissor blade after they confronted him for yelling and tossing chairs in the shopping center's patio area. He was taken into police custody that evening and spent five days at a county hospital while undergoing an involuntary 72-hour psychological evaluation following the incident.

In August, the Malibu City Council voted 3-2 to appoint Joan House as mayor pro tem instead of Peak. Traditionally, the person who receives the highest number votes in the City Council election is chosen for the job. Peak received more than 1,400 votes in April while House received 1,067 votes. Mayor Lou La Monte and Councilwoman Laura Rosenthal cited concerns over the investigation surrounding the Point Dume allegations and argued that he needed more time to deal with personal matters and learn to serve on the council.

In September, prosecutors cited insufficient evidence and opted not to press assault charges against Peak for the July incident at the village.

This article first appeared in the Malibu Times.

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Stocks gain, pushing S&P 500 to five-year high

STEVE ROTHWELL
AP Business Writer

NEW YORK The Standard and Poor's 500 closed at another five-year high Thursday after the stock market got a boost from reports suggesting the outlook for economic growth may be improving.

The S&P 500 rose 11.10 points to 1,472.12, its highest close since December 2007, when the U.S. economy was entering the Great Recession. It also closed at a five-year high on Friday and is now 93 points off its record close of 1,565.15, logged in October 2007.

The Dow Jones industrial average closed up 80.71 points at 13,471.22. The Nasdaq composite rose 15.95 points to 3,121.76.

European Central Bank President Mario Draghi said the struggling euro zone should start growing again later this year, but he warned that the region has yet to reach a turning point in its struggle with recession and handling its government debt load. The comments bolstered expectations that the worst of the region's crisis may be behind it.

Investors were also cheered by a report that showed China may gradually be emerging from its worst economic downturn since the 2008 global crisis. Export growth for the world's second-largest economy rebounded strongly in December.

Stocks finished the day higher despite a U.S. government report that weekly applications for unemployment benefits ticked up last week. The Labor Department said applications rose 4,000 to 371,000, the most in five weeks. The previous week's total was revised lower.

Ford was among the gainers, rising 36 cents, or 2.7 percent, to $13.83 after the company doubled its quarterly dividend to 10 cents, just nine months after paying its first dividend in more than five years.

U.S. companies are sitting on record cash piles, having rebuilt their balance sheets following the financial crisis that started five years ago. Analysts at Deutsche Bank predict that corporations will stop adding to those cash piles this year and instead start returning more cash to shareholders, helping push the S&P 500 up to 1,575 by the end of the year. That would be a 10 percent increase from where it ended 2012.

Traders are also waiting for more indications on the health of U.S. companies from earnings reports.

A good start this week to the earning reports for the fourth quarter of last year helped the market Wednesday after aluminum company Alcoa predicted rising demand for aluminum this year.

Investors will be paying particular attention to the outlook for company sales during this reporting period, said Quincy Krosby, a market strategist at Prudential Financial. Revenue growth slowed to 0.4 percent in the third quarter of 2012, compared to growth of 11.4 percent in the same period in 2011, according to S&P Capital IQ data.

"The third-quarter earnings season top-line revenue growth pulled back," said Krosby. "That's of concern because, when all is said and done, markets are supposed to be a reflection of company earnings."

Supervalu Inc. rose 43 cents, or 14.1 percent, to $3.47 after announcing that it had reached a $3.3 billion deal to sell five of its biggest grocery chains — Albertsons, Acme, Jewel-Osco, Shaw's and Star Market — to an investor group led by the private equity firm Cerberus Capital Management.

The S&P 500 is already up 3.2 percent so far this year after lawmakers reached a last-minute compromise to stop the U.S. from going over the "fiscal cliff," a reference to sharp tax increases and across-the-board government spending cuts that could have pushed the economy back into recession.

Yet while the budget deal avoided many of the tax increases, it only put off the so-called sequestration, or spending cuts, that were part of the fiscal cliff threat.

Ben Schwarz, chief market strategist at Light Speed Financial, said stocks are unlikely to make substantial gains until lawmakers deal comprehensively with the government spending issue.

"Everybody gave each other high fives, running up and down in Washington because they did the fiscal cliff, but the big deal is about to come and smack them upside their head, all the real issues that they didn't want to deal with," Schwarz said. "Most people are now thinking, better to be safe than sorry."

The yield on the 10-year Treasury note rose 4 basis points to 1.90 percent. The yield on the note, which rises as bonds fall, has jumped 30 basis points in the past month.

Other stocks making big moves:

• Urban Outfitters rose $1.89, or 4.6 percent, to $42.64 after the company said that it had record sales for the two months ending in December.

• Jewelry retailer Tiffany & Co. sank $2.86, or 4.5 percent, to $60.40 after reporting that its sales increased at a slower pace than previously expected during the critical holiday shopping season. The company said its full-year earnings would come in at the low end of its prior forecast.

• Herbalife, a nutritional supplements maker, fell 71 cents, or 1.8 percent, to $39.24 after the company made a presentation to investors to counter claims made by hedge fund manager William Ackman that the business is a pyramid scheme.

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SURF REPORT



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Surf Forecasts

Water Temp: **55.9°**

FRIDAY – **POOR** – SURF: **2-3 ft** thigh to waist high
Small NW wind/groundswell mix; breezy NW wind

SATURDAY – **POOR** – SURF: **1-2 ft** ankle to knee high occ. 3 ft
Fading NW wind/groundswell mix; favorable wind but small surf

SUNDAY – **FLAT**
Small NW swell mix leftovers

Tides

Early morning 6-7' new moon high tides will be draining out to negative lows in the afternoons through the week. Keep it in mind when/where planning your session as size/consistency of the surf will be affected by those big tide swings.

BEACH REPORT CARD

NORTH LOS ANGELES COUNTY

Grades for this report are based on monitoring data from the previous 30 days up to the ending date of: **January 2, 2013**

HEAL THE BAY - 1444 9th Street, Santa Monica, CA 90401 - beachreportcard.org - brc@healthebay.org - 800 HEAL BAY

QUICK STATS (for the last 30 days)
Number of sewage spills -- 2
Number of beach closures due to a sewage spill -- 0
Number of wet days -- 16
Number of A grades for dry/wet weather -- 22 / 17
Number of (C,D,F) grades for dry/wet weather -- 0 / 0

The Beach Report Card is made possible by: simplehuman, LAcarGUY, SIMA and Grousbeck Family Foundation

Heal the Bay reminds you not to swim or surf within 100 yards of any flowing storm drain or for 3 days after a rainstorm. After a rain, indicator bacteria counts at beaches throughout California usually far exceed health criteria in the state's Beach Closure and Health Warning Protocol.

LOCATION	DRY	WET
Leo Carrillo Beach, at Arroyo Sequit Creek mouth.	A+	A+
Nicholas Beach at San Nicholas Canyon Creek mouth.	A+	A+
El Pescador State Beach, between Lechusa and Las Alisos creeks.	ns	ns
Encinal Canyon at El Matador State Beach.	A	A
Broad Beach at Trancas Creek mouth.	A	A+
Zuma Beach at Zuma Creek mouth.	A+	A+
Walnut Creek, projection of Wildlife Rd. (private).	A+	C
Paradise Cove Pier at Ramirez Canyon Creek mouth.	A	A+
Escondido Creek, just east of Escondido State Beach.	A+	A
Latigo Canyon Creek mouth.	A+	B
Solstice Canyon at Las Flores County Beach.	F	B
Puerco State Beach at creek mouth.	A+	A+
Marie Canyon storm drain at Puerco Beach, at 24572 Malibu Rd.	B	D
Surfrider Beach at Malibu Colony fence.	A+	A+
Surfrider Beach (beach location) - daily.	F	F
Malibu Pier - 50 yards east.	D	D
Carbon Beach at Sweetwater Canyon.	B	B
Las Flores State Beach at Las Flores Creek (point zero).	A+	A+
Big Rock Beach at 19548 PCH stairs.	A+	A+
Pena Creek at Las Tunas County Beach.	A+	A+
Tuna Canyon.	ns	A+
Topanga State Beach at creek mouth.	D	B
Castlerock Storm Drain at Castle Rock Beach.	C	A
Santa Ynez Storm Drain at Castle Rock Beach.	F	A
Will Rogers State Beach at 17208 PCH (1/4 mile east of Sunset drain).	A+	A+

LOCATION	DRY	WET
Will Rogers State Beach at Bel Air Bay Club drain near fence.	A+	D
Will Rogers State Beach at Pulga Canyon storm drain.	A	C
Will Rogers State Beach at Temescal Canyon drain.	A+	F
Will Rogers State Beach at Santa Monica Canyon drain (Chautauqua).	A	F
Santa Monica Beach at Montana Ave. drain.	A	D
Santa Monica Beach at Wilshire Blvd. drain.	A	F
Santa Monica Municipal Pier.	F	F
Santa Monica Beach at Pico/Kenter storm drain.	F	F
Santa Monica Beach at Strand St. (in front of the restrooms).	A+	F
Ocean Park Beach at Ashland Ave. drain.	D	D
Venice City Beach, at the Rose Ave. storm drain.	F	C
Venice Beach at Brooks Ave. drain.	A+	A+
Venice Beach at Windward Ave. drain.	C	B
Venice Fishing Pier - 50 yards south.	A	A+
Venice Beach- projection of Topsail St..	A	A+
Marina del Rey, Mothers' Beach- lifeguard tower.	C	D
Dockweiler State Beach at Ballona Creek mouth.	F	F
Dockweiler State Beach at Culver Blvd. drain.	A+	B
North Westchester Storm Drain at Dockweiler State Beach.	A+	A
Dockweiler State Beach at World Way (south of ONW jetty).	A+	A+
Dockweiler State Beach at Imperial Hwy drain.	A+	B
Dockweiler Beach- opposite Hyperion Treatment Plant.	A+	A+
Dockweiler State Beach at Grand Ave. drain.	A+	F

LEGEND
DRY -- each location is graded on an A – F scale based on bacterial pollution levels present in the surf zone.
WET -- grades for days of recorded rainfall and the following 3 days
ns -- no sample taken

Heal the Bay is a non-profit environmental organization dedicated to making Santa Monica Bay and Southern California coastal waters safe and healthy for people and marine life.

Heal the Bay

Heal the Bay's Beach Report Card® is based on weekly water quality monitoring data provided by the City of Los Angeles' Environmental Monitoring Division and the Los Angeles County Department of Health Services. Data is analyzed as soon as it is made available to us by the public agencies. Beaches are graded on an A-F scale based on the risk of ocean users becoming ill. Samples are analyzed for bacteria—enterococcus, total and fecal coliforms—that indicate biological pollution. A fact sheet detailing the exact methodology used in determining grades for each location is available from the office or on our web site. The report is not designed to measure the amount of trash or toxins found at local beaches.

The Beach Report Card is an indication of past water quality and is not a warranty of the current safety of those areas surveyed. Our lawyers are happy.

NFL

Players don't want kickoffs to get the boot

ARNIE STAPLETON
AP Pro Football Writer

DENVER The eight teams left in the NFL playoffs can thank their special teams for a good part of their success. That's one reason players are still upset Commissioner Roger Goodell has floated the idea of abolishing kickoffs altogether.

Baltimore Ravens return specialist Jacoby Jones, who returned two kickoffs for touchdowns this season, said if the league gets rid of the electrifying plays, "I'm going to retire. I will go (ballistic). ... If they take out kickoffs, they're going to hate me in this league."

The idea is only a suggestion, one Goodell says the league will consider in the offseason for safety reasons, but players are vehemently opposed to such a radical change they contend would shake the foundation of America's most popular sport.

"I haven't found anybody that likes the idea, because, first of all, the sport is called football, so you can't keep taking the foot part of it out," Denver Broncos punter Britton Colquitt said. "It would also be really confusing if they were like, 'Stay tuned for kickoff,' and there was no kickoff, you know? What are they going to say, 'Stay tuned for the start of the game'?

"Boooring!"

Abolishing kickoffs would also eliminate the onside kick as an option — like the one the New Orleans Saints used to turn the tide against the Indianapolis Colts coming out of halftime in the Super Bowl three years ago — and it would prune some pizazz from the game, like Desmond Howard's kickoff return for a touchdown that gave Brett Favre his only championship ring in the mid-1990s.

Of the 13 kickoff-return TDs this season, seven came from teams that reached the playoffs as the Ravens, Colts, Patriots, Broncos, Seahawks and Vikings all sported resumes that boasted at least one of the backbreakers.

Players say rules changes like banning the blocking wedge, moving the kickoff up five yards and limiting the number of players who can line up on one side of the ball for an onside kick have already lessened the number of violent collisions in games and they wonder if messing with the kickoffs is simply going too far.

"If you've got to do something about it, if you still feel like it's injuries, then move it up to the 40 and then it's like 99 percent of the time it's going to be a touchback," Colquitt suggested.

That way, the onside kick would still be an option.

"But you even see the returners, they're returning the ball from deeper in the end zone than they used to because they want to return it," Colquitt said. "They're not out there in fear for their life, they're not saying, 'I don't want to do this.'"

Indeed, there were eight 100-yard kickoff-return touchdowns in 2012, the most of any season in NFL history.

"Bringing one out, how is that unsafe? It's football," Jones said. "Everybody doesn't take them out from 8 yards deep, but I take my chances because I have fun. And I have guys in front of me that do a heck of a job blocking. We take care of each other and roll with the punches."

The NFL has made safety a top priority in recent years as it faces lawsuits by thousands of former players who say the league withheld information on the harmful effects of concussions. According to an AP review of 175 lawsuits, 3,818 players have filed suit. At least 26 Hall of Famers are among the players who have done so.

Two years ago, the league moved the kickoff from the 30 to the 35-yard line to cut down on violent collisions, and that has resulted in far more touchbacks and, the league says, a lot fewer head injuries.

The average number of kickoff returns since the rule change has fallen to 1,385 a season from about 2,100 per year before the change, according to STATS LLC.

"We continue to look for other ways to take the head out of the game," Goodell said in a recent speech at Harvard. "Two years ago we moved the kickoff line five yards forward to the 35. That reform yielded real benefits — a 40 percent reduction in concussions last year on kickoffs. College football then adopted our rule. Some think that the kickoff, the play with the highest injury rate, should be eliminated from the game or modified even further."

Tampa Bay first-year coach Greg Schiano suggested to Goodell that instead of kickoffs, teams would have the option of punting from the 30-yard line or going for a first down in a fourth-and-15 situation. Schiano witnessed one of his players at Rutgers, Eric LeGrand, get paralyzed on a kickoff in 2010.

Goodell has called Schiano's idea "interesting."

Browns kicker Phil Dawson believes it's illogical.

"I'm all for player safety," Dawson said recently. "I do think the NFL has done a good job in the past, like with the wedge rule. This suggestion doesn't add up. It doesn't address what they say the dangers are because punts are just as violent. There aren't going to be any touchbacks. How many times have you seen a punt returner waiting for the ball to come down and the gunner just kills him? It doesn't make sense to me."

Without the kickoff, teams trailing in the waning minutes would have to convert fourth-and-long following a score instead of attempting an onside kick.

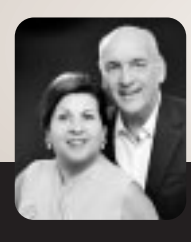
Interestingly, since 2005, the onside kick conversion rate has been 19.7 percent, while the rate for fourth-and-15 has been 19.2 percent, according to STATS.

Eliminating kickoffs would also get rid of the onside kick as a strategic surprise, the kind the Saints used to win the Super Bowl.

Then, there's the whole issue of job security for special teams.

"That's how some people make it in the NFL," Jones said.

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MOVIE TIMES

Aero Theatre
1328 Montana Ave.
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The Intouchables (R) 1hr 52min
7:30pm

AMC Loews Broadway 4
1441 Third Street Promenade
(888) 262-4386

Les Miserables (PG13) 2h 40min
11:45 am, 3:15 pm, 7:00 pm, 10:30 pm

Lincoln (PG13) 2h 30min
11:45 am, 3:00 pm, 6:30 pm, 10:00 pm

Parental Guidance (PG) 1h 37min
11:55 am, 2:30 pm, 5:00 pm, 7:40 pm, 10:15 pm

Promised Land (R) 1h 46min
11:50 am, 2:30 pm, 5:15 pm, 8:00 pm, 10:30 pm

AMC 7 Santa Monica
1310 Third St.
(310) 451-9440

Life of Pi 3D (PG) 2hrs 06min
11:15am, 2:05pm, 5:00pm, 7:50pm, 10:40pm

Django Unchained (R) 2hrs 45min
10:45am, 2:50pm, 6:50pm, 10:45pm

Zero Dark Thirty (R) 2hrs 37min
11:00am, 11:50am, 2:35pm, 3:35pm, 6:20pm, 7:15pm, 10:00pm, 11:00pm

Gangster Squad (R) 1hr 53min
10:30am, 12:30pm, 1:30pm, 3:30pm, 4:30pm, 6:30pm, 7:30pm, 9:30pm, 10:30pm

This Is 40 (R) 2hrs 13min
10:35am, 1:40pm, 4:45pm, 8:00pm, 11:00pm

Laemmle's Monica Fourplex
1332 Second St.
(310) 478-3836

Argo (R) 2hrs 00min
1:30pm, 4:20pm, 7:10pm, 9:55pm

Sessions (R) 1hr 38min
4:30pm

Impossible (PG-13) 1hr 47min
1:20pm, 4:10pm, 7:20pm, 10:10pm

Rust & Bone (De rouille et d'os) (R) 1hr 55min
1:10pm, 4:00pm, 7:00pm, 9:50pm

Dark Truth (R) 1hr 46min
1:50pm, 7:00pm

Hitchcock (PG-13) 1hr 38min
9:40pm

AMC Criterion 6
1313 Third St.
(310) 395-1599

Hobbit: An Unexpected Journey in 3D (PG-13) 2hrs 46min
3:10pm, 10:45pm

Hobbit: An Unexpected Journey (PG-13) 2hrs 46min
11:20am, 7:00pm

Texas Chainsaw 3D (R) 1hr 32min
11:55am, 2:30pm, 5:15pm, 8:00pm, 10:40pm

Jack Reacher (PG-13) 2hrs 10min
12:30pm, 3:45pm, 7:00pm, 10:15pm

Les Miserables (PG-13) 2hrs 37min
11:00am, 2:40pm, 6:15pm, 10:00pm

Silver Linings Playbook (R) 2hrs 00min
11:10am, 2:00pm, 4:50pm, 7:40pm, 10:30pm

Haunted House (R) 1hr 20min
11:45am, 2:15pm, 4:40pm, 7:15pm, 9:45pm

For more information, e-mail news@smdp.com

TGIF, Virgo!

ARIES (March 21-April 19)
★★★ You typically are very verbal; however, today you might want to consider choosing your words carefully. You don't have to change the message, but how you say it could make all the difference. Brainstorm and share with a respected associate. Tonight: In the limelight.

TAURUS (April 20-May 20)
★★★★ Keep reaching out to others -- perhaps even an expert or two. The more information, opinions and perspectives you hear, the stronger and more informed your decisions will be. Tonight: Let your imagination rock and roll.

GEMINI (May 21-June 20)
★★★★ You no longer can avoid dealing with a partner or having a key discussion. It seems that many people have a different perspective or understanding from you, and they feel the need to put in their two cents. Tonight: Togetherness -- still, keep it exclusive.

CANCER (June 21-July 22)
★★★ Recognize that the Force is not with you, but is with someone else. You quickly will be able to discern who seems to have it all together. Consider taking off for a fun day without your normal concerns. You'll feel refreshed as a result. Tonight: Go with someone's suggestion, if you desire.

LEO (July 23-Aug. 22)
★★★ Communicate your expectations, and expect to get the same back. Open up to new possibilities. You could find that the suggested path might be the best way for you. A new situation evolves as well, though it does have an unstable factor. Tonight: Choose something easy.

VIRGO (Aug. 23-Sept. 22)
★★★★★ Your creativity comes forward, and it might surprise you. The result of a discussion will create a new beginning. Listen to news, and remain forward-looking. You set the pace for others far more than you realize. Tonight: TGIF.

LIBRA (Sept. 23-Oct. 22)
★★★ Deal with a family member head-on. You might not appreciate this person's attitude, even if you can tell that he or she is making an effort. Work on your attitude as well. Tonight: Mosey on home.

SCORPIO (Oct. 23-Nov. 21)
★★★★ Communication reveals much more of your feelings, as well as someone else's. You finally feel as if you are in a grounded place. Let a discussion continue, and consider making it an early day. Tonight: Share the evening with favorite people.

SAGITTARIUS (Nov. 22-Dec. 21)
★★★★ You could be drawn in to what seems like a great idea, and it might very well be one. Just be realistic about whether you can afford a loss. Establish your bottom line, and you will be able to relax. Tonight: Let go of this week's stress.

CAPRICORN (Dec. 22-Jan. 19)
★★★★★ You could be delighted by a new opportunity that comes down your path. You won't even consider whether you should say yes or no; you simply will leap into action. Loosen up and be more upbeat. Others might be surprised to meet the new you. Tonight: The fun surrounds you.

AQUARIUS (Jan. 20-Feb. 18)
★★★★ You might want to understand what is happening behind the scenes. The best method is to say little and remain sensitive to someone's energy. Let an older relative know how much you appreciate him or her. Tonight: Meet a friend, but head home early.

PISCES (Feb. 19-March 20)
★★★★★ You can't help but win. No matter what you say and what choices you make, you'll come out ahead. At times, you have a way of pushing others away, but not right now. Tonight: Find a reason to celebrate.

Happy birthday

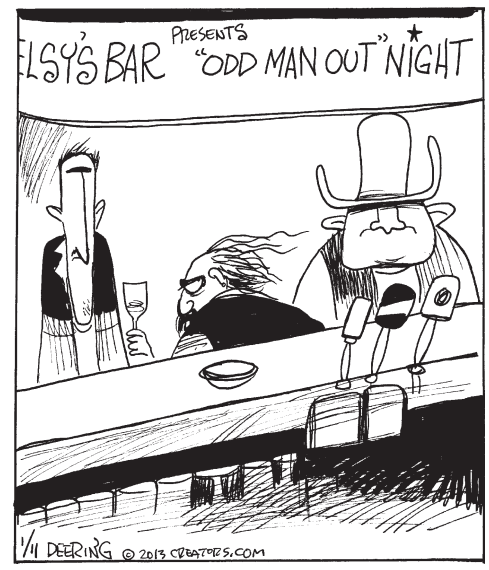
This year you often overthink situations; at other times, you are too impulsive. Learning to seesaw between these two qualities will demand a lot of your time and self-discipline. Others enjoy observing the process. If you are single, your unusual magnetism attracts quite a few admirers, who all want your time and attention. Do not feel the need to commit to any of them. Explore your different options. If you are attached, your sweetie might find you to be very me-oriented, which might be true. Remember, there are two people in a relationship. CAPRICORN is a wise soul.

JACQUELINE BIGAR'S STARS
The stars show the kind of day you'll have:
★★★★★Dynamic ★★ So-So
★★★★ Positive ★ Difficult
★★★ Average

Speed Bump
By Dave Coverly



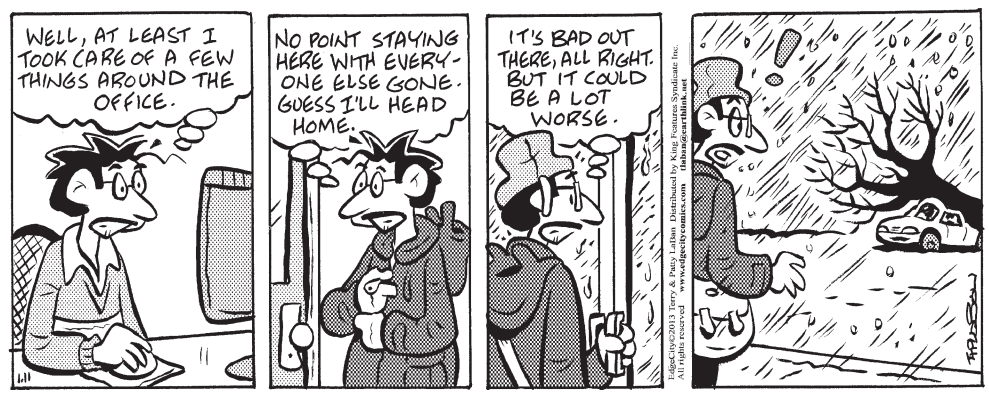
Strange Brew
By John Deering



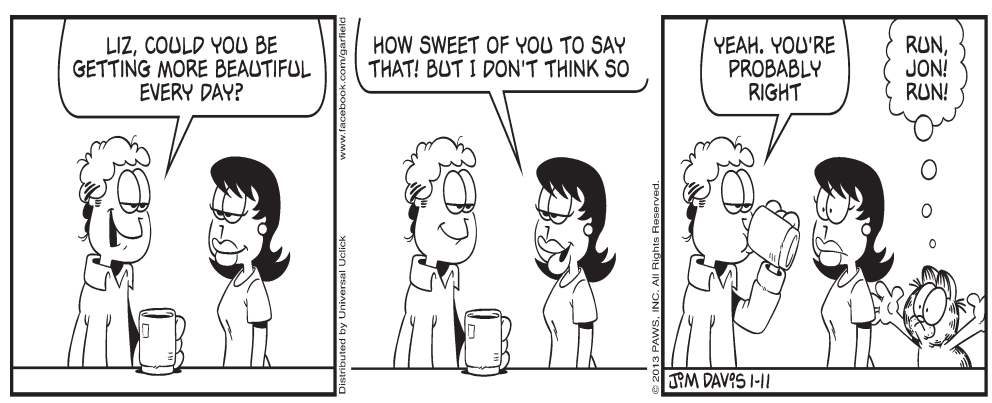
Dogs of C-Kennel
By Mick and Mason Mastroianni



Edge City
By Terry & Patty LaBan



Garfield
By Jim Davis



The Meaning of Lila
By John Forgetta & L.A. Rose



Sudoku

Fill in the blank cells using numbers 1 to 9. Each number can appear only once in each row, column, and 3x3 block. Use logic and process of elimination to solve the puzzle. The difficulty level ranges from ★ (easiest) to ★★★★★ (hardest).

Difficulty Level ★★★★

2	6						5	
7				5	9			4
				4	2		9	
	1						6	
	4		8	9				
3			2	7				8
	8						4	5

King Features Syndicate

GETTING STARTED

There are many strategies to solving Sudoku. One way to begin is to examine each 3x3 grid and figure out which numbers are missing. Then, based on the other numbers in the row and column of each blank cell, find which of the missing numbers will work. Eliminating numbers will eventually lead you to the answer.

SOLUTIONS TO YESTERDAY'S PUZZLE

2	3	7	8	6	1	9	5	4
6	4	8	5	2	9	7	1	3
1	9	5	4	3	7	8	6	2
7	5	9	6	1	2	4	3	8
3	6	4	9	7	8	1	2	5
8	1	2	3	4	5	6	7	9
5	8	3	1	9	6	2	4	7
4	7	1	2	8	3	5	9	6
9	2	6	7	5	4	3	8	1

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MYSTERY PHOTO

Daniel Archuleta *daniela@smdp.com*

The first person who can correctly identify where this image was captured wins a prize from the Santa Monica Daily Press. Send answers to *editor@smdp.com*. Send your mystery photos to *editor@smdp.com* to be used in future issues.

CROSSWORD

By THOMAS JOSEPH

ACROSS

1 Very unpopular
6 Espresso order
11 Different
12 Orange shade
13 Lifted
14 Sculpting medium
15 Director Burton
16 Had lunch
18 Comic Bernie
19 Hurler's stat
20 Ruin
21 Crumb carrier
22 Reduce
24 Swift jets
25 Boosts the price of
27 Puerto —
29 "And ___ off!"
32 Easter find
33 One of the Stooges
34 Ariz. neighbor
35 African grazer
36 Phone download
37 Busy one in Apr.
38 Prepare coffee beans
40 Needed aspirin
42 Bert's buddy
43 River of Provence
44 Minuscule
45 Body shop challenges

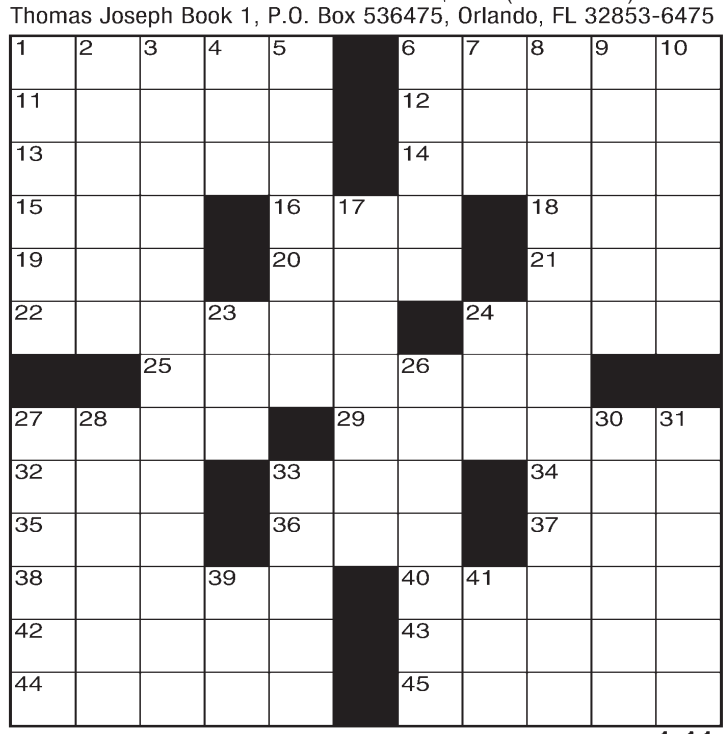
DOWN

1 Inn
2 Dress
3 "The Sporting Club" writer
4 Sushi choice
5 Impractical sort
6 Sad sack
7 Play part
8 "Gravity's Rainbow" writer
9 Lease signer
10 Puts up
17 Summer shirt
23 — Paulo
24 Take to court
26 First American in space
27 Feel bad for
28 Snub
30 Mend one's ways
31 Skirts
33 Pirate address
39 Sermon topic
41 Cohort of Fidel

H	A	L	T	S	■	G	L	I	N	T
E	L	I	O	T	■	R	O	D	E	O
R	I	F	L	E	■	A	N	O	D	E
■	■	E	L	A	I	N	E	■	■	■
B	E	T	■	L	T	D	■	H	A	M
E	X	I	S	T	S	■	M	A	D	E
T	I	M	E	H	O	N	O	R	E	D
S	L	E	W	■	P	O	O	D	L	E
Y	E	S	■	J	E	T	■	T	E	A
■	■	■	P	A	N	I	N	I	■	■
A	R	N	A	Z	■	C	O	M	E	S
W	E	I	S	Z	■	E	V	E	R	T
E	M	P	T	Y	■	S	A	S	S	Y

Yesterday's answer

NEW CROSSWORD BOOK! Send $4.75 (check/m.o.) to Thomas Joseph Book 1, P.O. Box 536475, Orlando, FL 32853-6475



1-11

DAILY LOTTERY

MEGA MILLIONS
Draw Date: 1/8
3 20 21 38 42
Meganumber: 19
Jackpot: $55M

SUPER LOTTO PLUS
Draw Date: 1/9
3 8 18 40 45
Meganumber: 26
Jackpot: $12M

Fantasy 5
Draw Date: 1/10
6 22 25 33 35

DAILY 3
Draw Date: 1/10
MIDDAY: 4 3 6
EVENING: 1 5 6

SANTA ANITA PARK
Draw Date: 1/10
1st: 05 California Classic
2nd: 03 Hot Shot
3rd: 08 Gorgeous George
RACE TIME: 1:44.41

Although every effort is made to ensure the accuracy of the winning number information, mistakes can occur. In the event of any discrepancies, California State laws and California Lottery regulations will prevail. Complete game information and prize claiming instructions are available at California Lottery retailers. Visit the California State Lottery web site at http://www.calottery.com

NEWS OF THE WEIRD
BY CHUCK SHEPARD

■ Anthony Johnson, 49, was convicted in October in Hartford, Conn., of stealing an improbably large amount of money -- as much as $70,000 a weekend, off and on for five years -- by crawling on the floor of darkened theaters and lifting credit cards from purses that movie-watching women had set down. The FBI said Johnson was careful to pick films likely to engross female viewers so that he could operate freely. He was often able to finish up, leave the theater, and make cash-advance withdrawals from ATMs before the movie had ended.

■ Justin Jedlica, 32, of New York City, bills himself as the "human Ken doll" after a 10-year odyssey of cosmetic surgery (90 procedures) to achieve the "perfect" body. "I love to metamorphosize myself, and the stranger the surgery, the better," he told ABC News in October, even though the amount of silicone in his body, say doctors (when told of Jedlica's various implants), has reached a dangerous level. He dismisses actually "earning" the body, through gym workouts, as just "not exciting, not glamorous." (Of course, the "perfect" body is never perfect, Jedlica acknowledged, as illustrated by his recollection of his first surgery -- to get a perfect nose -- which is still not done after three follow-ups. "Just got to get that nose up a few more millimeters," he said.

TODAY IN HISTORY

1949 - First recorded case of snowfall in Los Angeles, California.

1957 - The African Convention is founded in Dakar, Senegal.

1960 - Henry Lee Lucas, once listed as America's most prolific serial killer, commits his first known murder.

WORD UP!

pseudoclassic
\ soo-doh-KLAS-ik \ , adjective;
1. Falsely or spuriously classic.
2. Imitating the classic: the pseudoclassic style of some modern authors .

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DBAS

ORDER TO SHOW CAUSE FOR CHANGE OF NAME
Case No. SS022974
Superior Court of California, County of Los Angeles
Petition of ABTIN SHAKOURI for Change of Name
TO ALL INTERESTED PERSONS:
Petitioner or Attorney: ABTIN SHAKOURI filed a petition with this court for a decree of changing names as follows: ABTIN SHAKOURI to MICHAEL ABTIN SHAKOURI. The court orders that all persons interested in this matter shall appear before this court at the hearing indicated below to show cause, if any, why the petition for change of name should not be granted.
Notice of Hearing:
Date: JANUARY 25, 2013 Time: 9:00 am, Dept. A, Room 104
The address of the court is 1725 Main Street Santa Monica, CA 90401
A copy of this Order to Show Cause shall be published at least once each week for four successive weeks prior to the date set for hearing on the petition in the following newspaper of general circulation, printed in this county: Santa Monica Daily Press.
Date: JANUARY 25, 2013
JOSEPH S. BIDERMAN, JUDGE OF THE SUPERIOR COURT

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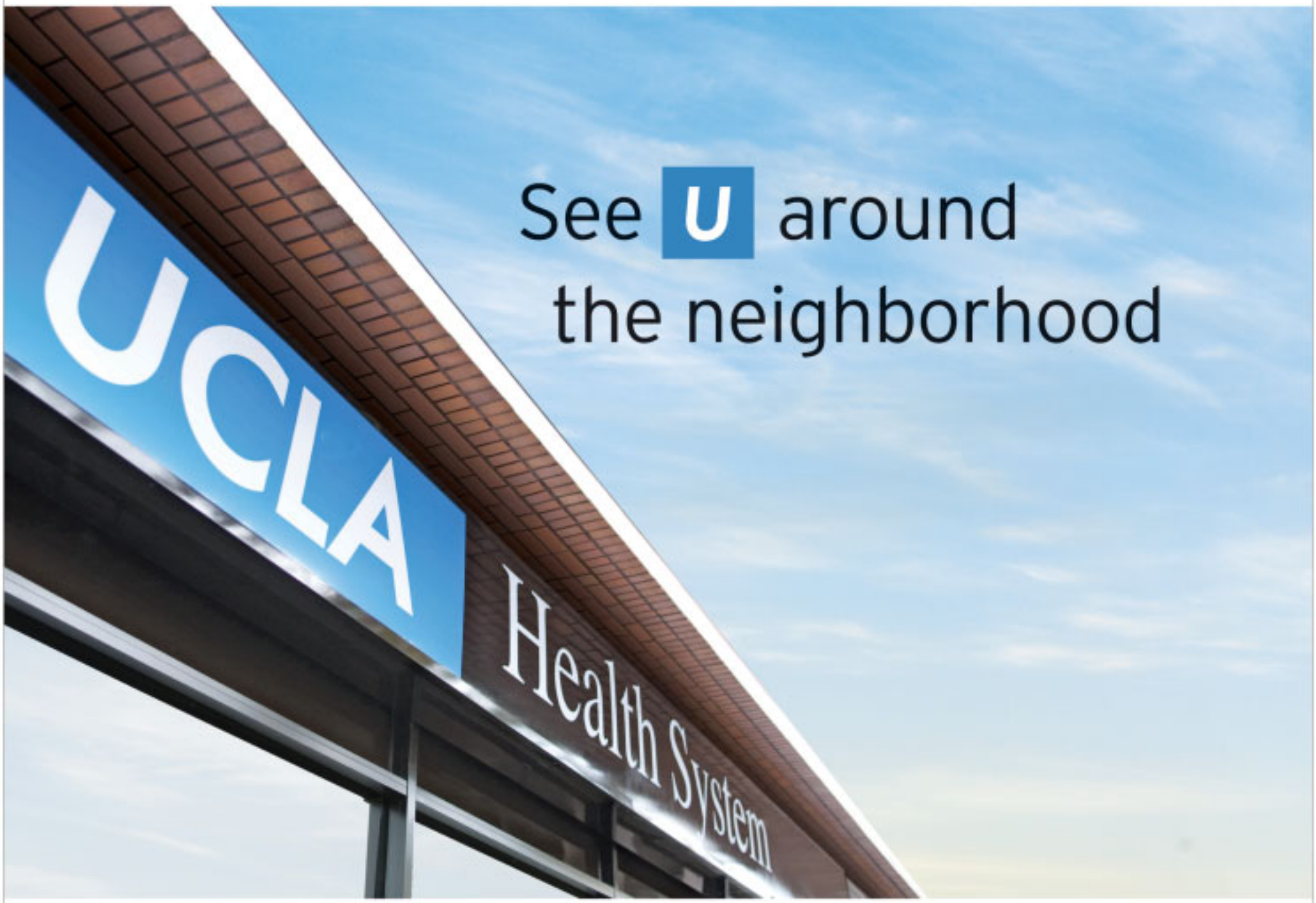
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