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Volume 9 Issue 67



Santa Monica Daily Press

ST. MONICA IN THE MIX
SEE PAGE 3

We have you covered

THE SWEET WEATHER ISSUE

Expo timetable stays on track, but faces hurdle

BY MIRIAM FINDER
Special to the Daily Press

LOS ANGELES No delays are expected to result from the revocation of a permit that allowed around the clock construction on the Expo Line that will come to Santa Monica in its second phase. However, delays may occur if the second phase's environmental impact report does not pass its Feb. 4 review.

Rick Thorpe, Expo Authority CEO, said he is optimistic that the Expo Construction Authority Board will approve the report, but that nothing is certain until all the public testimony is heard and the meeting is over.

If the board disapproves the report, portions would have to be redone, which could cause delays of eight to 10 months, Thorpe said.

"Obviously, Feb. 4 is a critical juncture in

SEE **EXPO** PAGE 8

Planning Commission asks developer to scale down

BY NICK TABOREK
Daily Press Staff Writer

CITY HALL The biggest of seven developments proposed for the industrial section of Santa Monica's east side came in for a round of criticism from the Planning Commission Wednesday night, but will head to the City Council to seek preliminary approval.

The proposal by developer Hines envisions a nearly 1 million square-foot office and residential project near the future site of a light rail stop at Bergamot Station. The design concept calls for a five-story structure that would replace an existing 200,000-square-foot light manufacturing facility that is currently vacant.

The project would be larger than allowed under the city's draft Land Use Circulation Element (LUCE) and so will require approval from the City Council before a deal can be struck.

Colin Shepherd, a senior vice president with Hines, said the project would be a max-

SEE **PROJECT** PAGE 9



COMBING THE STREETS

Fabian Lewkowicz *FabianLewkowicz.com*

Volunteers Shamira Kassam, 44, and Alishan Jadhavgi, 25, count homeless at Marine and Second streets during the 2010 Santa Monica Homeless Count on Wednesday. Roughly 200 volunteers fanned out across the city to conduct the count.

Advocates want increase to developers' fees for parks

BY NICK TABOREK
Daily Press Staff Writer

CITY HALL Advocates for better public parks in Santa Monica are pressing the City Council to increase a tax on new residential units that pays for recreational facilities.

City Hall charges developers a $200 tax per residential unit constructed — an amount that's been constant since the tax was created in 1973.

In a letter to the council this month, Susan Cloke, who chairs City Hall's Parks & Recreation Commission, said the tax hasn't kept up with the times and needs to be revisited.

The council should direct staff to look into raising the tax to "an appropriate level," she said, though she declined to suggest how much the tax should be.

She said in Los Angeles developers can be required to contribute more than $1,000 per unit for parks.

City Hall's budget deficit and the public's increasing use of parks, she said, should put added pressure on the council to hike the tax.

Karen Ginsberg, City Hall's assistant director of Community and Cultural Services, said the Planning Commission has discussed the idea and several City Hall departments are studying the issue. But

SEE **PARKS** PAGE 9

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WHAT'S UP WESTSIDE

OUT AND ABOUT IN SANTA MONICA AND SURROUNDS



Friday, Jan. 29, 2010

Last Fridays
Main Street, after dark
Much like Venice's First Fridays, Last Fridays will give patrons a chance to hang out on Main Street into the late night hours. Participating businesses will stay open late with special events.

Last days of ICE
Arizona Avenue at Fifth Street
10 a.m. -- 10 p.m.
Bring back childhood memories — and create new ones — as you slice through the ice in a festive atmosphere filled with holiday cheer and balmy ocean breezes. The ice rink will remain open through January. Admission is $10 and includes skate rental. The rink is periodically cleared for short periods to groom the ice. If raining, the rink will remain open in light rain or drizzle conditions, closing only for heavy downpours. For more information, go to www.downtownsm.com

Saturday, Jan. 30, 2010

Art with cultural folk stories
Main Library, Martin Luther King, Jr. Auditorium
601 Santa Monica Blvd., 2 p.m. -- 3:15 p.m.
Discover intriguing folk stories embodied in artists' works. Artists will present their cultural stories through their creative art work, inspiring us to learn more about different history, tradition, humor and life styles of different cultural backgrounds.

'It's Criminal, the Comedy'
Santa Monica Playhouse
1211 Fourth St., 8 p.m.
"It's Criminal, The Comedy" recounts criminal defense attorney Murray Meyer's courtroom adventures with needy, sometimes dangerous clients, loony judges, sexy DA's, and even his own neuroses. Written and performed by Murray Meyer and Directed by Laurel Ollstein and produced by Pender Pine Productions. Admission is $16. The play runs weekly on Saturdays through Feb. 13.

Giveaway party for pets
Got Pet Food
1840 14th St., 11 a.m. -- 4 p.m.
Got Pet Food hosts this event with free food from Kogi BBQ, free pet portraits, free pet food samples, free raffles, discounts at checkout, pet adoptions and a silent auction. More than 15 booths with raw, organic, all natural pet food brands will be at Got Pet Food, giving away samples with a raffle every half hour. Proceeds from the silent auction will go to the Bichons and Buddies Rescue. The Red Cross will be present, accepting donations for the Haitian Earthquake Relief effort. Got Pet Food will match donations made up to $1,000.

For more information on any of the events listed, log on to smdp.com and click the "Events" tab for the given day's calendar.

Residents try luck finding treasure

BY MIRIAM FINDER
Special to the Daily Press

DOWNTOWN The Great Treasure Hunt has brought its search to Santa Monica, and residents are digging up buried gems to exchange for some treasure of their own. The North Carolina-based company, operating in the style of "Antiques Roadshow," sent a crew of three to see what locals here had to offer, led by team captain Chris Wagner.

The group set up shop Tuesday at the Sheraton Delfina, where they will remain until Saturday.

"We look for rare items of good value," Wagner said. "Some items, you just know."

Wagner, whose desk at the hotel was piled high with old comic books, and his team members appraise the items residents bring before them. It's their job to assess the true value of the objects and compensate in cash accordingly.

The company mainly searches for old items such as vintage toys, instruments and autographs. Wagner specializes in comics, sport memorabilia and U.S. coins. He said one man this week brought in an interesting sword — the company sees a lot of swords and bayonets from World Wars I and II — but otherwise the people of Santa Monica have not produced many show-stopping pieces.

"I haven't seen anything too crazy this week," said Wagner. "Most of what we see doesn't fit the bill."

He said due to the economic climate in the past year and a half, more people began selling old objects to bring in extra cash. Others come in simply because they are curious. They find pieces when moving into new houses or wonder about the value of a keepsake passed down from family members.

One such curious man who ventured to the Great Treasure Hunt event was Werner Kessling. Kessling showed up with a mid-1950s Disneyland beer stein in tow. He bought the stein from a thrift store for $1.50. The mug, with the image of a castle sweep-

SEE TREASURE PAGE 8



Brandon Wise *brandonw@smdp.com*

CLASSIC: **The Great Treasure Hunt attracted a fair share of comic books and coins this week.**

HIGH SCHOOL SPORTS ROUNDUP

St. Monica's coach happy with season

BY DANIEL ARCHULETA
Managing Editor

ST. MONICA As the season heads into the stretch run, Mariners Head Coach Therese Charkut is pleased to be where she thought her team would be.

Sitting at 13-9 overall and 2-1 in Camino Real League play, St. Monica's girls basketball team is in third place holding on to the final automatic berth to the playoffs.

Charkut may be OK with her team's current standing, but that doesn't mean she's satisfied.

"We have to work on our consistency," she said. "We look really brilliant at times, but when we fall apart, it looks really bad."

That inconsistency was on display Tuesday against Cantwell-Sacred Heart. Charkut said her team didn't rise to the occasion to snatch second place from Cantwell-Sacred Heart, but she did like the way her team hung in during the close 50-46 loss.

Before St. Monica can continue with its final four league games, the Mariners will get an opportunity to play in the Westside Challenge on Saturday. The one-day event will pit top teams from the Westside against those from the outside. Santa Monica High School is the host.

The game against Gahr gives the Mariners a chance to tune-up before resuming the league schedule and their quest to return to the playoffs, Charkut said.

"If we are consistent," she said, "I like our chances a lot."

SAMOHI BOYS RUN STREAK TO 10

Santa Monica's boys basketball team has extended its winning streak to 10 games with a 88-36 win over Ocean League rival Hawthorne on Wednesday.

The win improved Samohi's record to 15-5 overall and a perfect 5-0 in league.

The Vikings will get the opportunity to continue the streak tonight against Morningside. The game begins at 7:30 p.m. at Samohi.

LEMBERGER MISSES VICTORY

Samohi's girls basketball team was forced to play without its top player Wednesday

SEE ROUNDUP PAGE 8

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LETTERS TO THE EDITOR

Send comments to editor@smdp.com

Support the school parcel tax

Editor:

There have been quite a few letters and columns lately about our public schools and funding or, more accurately, lack of funding. Last weekend's edition of the SMDP posted 13 reader opinions about the emergency parcel tax approved by the school board. Eleven of the responses were negative and many of them were quite angry toward the schools. I have noticed this theme quite often in print recently.

I understand that no one wants another parcel tax. I understand that the economic climate is still awful. I understand that unemployment is at a record high and that many families are suffering. What I do not understand are the vitriolic attitudes that I read over and over toward the schools.

There seem to be a few common complaints. If we get rid of permit students and use our own tax base, we would be better off. (This would not work due to loss of revenues that we get from the state for each student's daily attendance). If we paid our superintendent, administrators and teachers less, we would meet our budget. (While there will be more cuts to the central office coming, I think, the furor over Tim Cuneo's salary is a red herring and not justified. As for our teachers, when you balance the cost of living, they are among the lowest paid in the nation. On top of that, the teachers' union is negotiating now about possible ways to save money). The Board of Education has messed us up so they should get us out of it. (There are disagreements about some recent board actions, but the board did put aside a significant reserve fund that has given our schools a more gradual descent as opposed to the free fall that other districts in the state have seen). Forget the residents, get some other sources of revenue. (Who? Where? City Hall does not seem willing to do more than their commitment from the Joint Use Agreement. The state keeps "adjusting" the funds they give to the schools. Unfortunately, there is no one left to step up and help except the residents).

At the end of the day, our schools are facing catastrophic cuts to teachers, academic programs and the arts. I am not reaching for hyperbole here when I say that if the parcel tax does not pass, our public schools will go into a death spiral that will take a decade from which to recover. From the loss of young, talented teachers to the loss of families who choose private over public to the generation of children whose educations will be irreparably stunted, we do not have the luxury of playing the blame game now. There are no other choices in the short term but to step up as residents and do what we have always done which is to place the educational futures of all our children on our backs and do the heavy lifting. Am I happy about it? No. I am tired of this and I wish it wasn't the case but it is the reality we face. This isn't a matter of moving a few dollars from one column to the other in the budget or "living within our means." The looming cuts will devastate what was once one of the key reasons why people came to Santa Monica. I know we are all angry, but we cannot let that anger lead us to shortsightedness. I will support the parcel tax with all my might because right now, our children have no other choice.

Jon Kean
Santa Monica

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Laughing Matters

Jack Neworth — Send comments to editor@smdp.com

Hello corporations, good-bye democracy

LAST WEEK, THE SUPREME COURT, the same body that saw fit to select George W. Bush as president in 2000, issued a ruling allowing corporations to contribute unlimited funds to political campaigns. It reminded me of a true Californian story, which I adapted into a play, and screenplay. I'll explain.

In 1889, in San Juan Capistrano, Modesta Avila was 19, "uncommonly beautiful" and also feisty, perhaps too much so. She's semi-famous because she had the courage (or naiveté) to oppose the biggest corporation in the world, the railroad. Especially with poor Mexicans, the railroad ran track dangerously near property lines without permission or compensation. With Modesta, it was 15 feet from her front door.

Imagine 10,000 buffalo stampeding by your bedroom in the middle of the night. As the train roared past Modesta's house the walls shook, soot caked her windows, and the deafening noise literally frightened some of her chickens to death and left others unable to lay eggs. And you thought your neighbor's smoking was a nuisance?

Modesta stormed to the railroad office and demanded money to move. They actually considered paying her until their lawyers concluded that deeds issued to Mexicans before California statehood were invalid. Modesta had been "railroaded," a rather fitting term. The lawyers felt that she should be grateful that they weren't throwing her off her own property (proving that lawyers did what lawyers do, even back then).

So Modesta decided to make her protest public. She strung up a clothesline across the track and hung her wet clothes to dry, including sheets and undergarments. This forced the train to stop, at least long enough for railroad employees to tear it down.

Unfortunately, Modesta had irrevocably stepped into the eternal battle between rich and poor. (And who do you think always wins that one?) Raising the ante, Modesta put a sign on the track, "This Land is Mine!" Having second thoughts hours later, she persuaded a railroad inspector, with whom she was likely having an affair, to take the sign down. Here's the clincher if you just love corporations as I do.

Even though Modesta's sign came down before any train arrived, four months later the railroad decided to make an example of her. After all, this objecting to having one's land stolen could catch on among other poor Mexicans. So, they had Modesta arrested and charged with "attempted destruction of railroad property."

With San Juan Capistrano being a railroad town, no lawyer would take Modesta's case. No lawyer who liked to eat regularly, that is. Finally George Hayford, a drunk, one-armed barrister, stepped forward.

Sober during the trial, Hayford was inspired and the jury was hung 6-6. But at the second trial (a week later) the railroad spread rumors that unmarried Modesta was pregnant and a prostitute. She wasn't the former but possibly was the latter. Either way, you got to love the railroad's smear tactics (reminiscent of Karl Rove and Valerie Plame).

In finding her guilty, the jury recommended leniency. But the judge, the dishonorable James W. Towner, who, surprise, surprise, was on the railroad payroll, sentenced Modesta to three years at San Quentin. In fact, she was the newly formed Orange County's first felon.

Just months before her release, Modesta, then 22, died in prison, most likely of tuberculosis. But fortunately, this tragic tale has a somewhat happy ending.

In celebrating Orange County's centennial in 1989, the YWCA courageously included Modesta Avila among the 30 most notable women in the county's history. This alleged prostitute was on the same list as prominent OC socialites, which must have steamed the blue bloods. But it gets better.

JUST MONTHS BEFORE HER RELEASE, MODESTA, THEN 22, DIED IN PRISON, MOST LIKELY OF TUBERCULOSIS. BUT FORTUNATELY, THIS TRAGIC TALE HAS A SOMEWHAT HAPPY ENDING.

In 2001, environmentalists in six counties, trying to curb railroad pollution, formed the "Modesta Avila Coalition." They've successfully lobbied Sacramento for increased anti-pollution legislation.

But the railroad in San Juan Capistrano wasn't through. In 2002 they sought a second line. To protest the threat to 200-year-old landmark adobe homes, the activists in town duplicated Modesta's tactics by stringing clotheslines across the track. The women even dressed like Modesta. To everyone's shock, the State Transportation Committee unanimously rejected the railroad's petition.

In the century since Modesta's death, the railroad has returned over 18,000,000 acres they had acquired fraudulently. So, 113 years too late, Modesta Avila was finally vindicated.

But back to last week's infamous Supreme Court ruling. President Obama labeled it "A major victory for big oil, Wall Street banks, and health insurance companies to drown out the voices of everyday Americans." Apparently, he didn't care for it.

President Lincoln might have felt similarly. A former railroad lawyer, in 1864 he wrote, "When corporations are enthroned, an era of corruption will follow until all wealth is aggregated in a few hands and the Republic is destroyed."

As of last week, I'd say the corporations were officially enthroned.

When he isn't railing about the railroad, **JACK** can be reached at Jackneworth@yahoo.com.

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Write Rachel

Rachel Iverson

Send comments to editor@smdp.com

A case of premature exhibition

DEAR RACHEL,

A week ago, I was on a great date, or so I thought. We dined at a romantic restaurant, we enjoyed some stimulating conversation back at his place, we shared a kiss on his couch, and then … he exposed himself! I don't know if his fly was made of Velcro or what, but one moment he was clothed and the next moment he was blowing in the breeze. I was in such shock that I barely had time to say, "Would you look at the time?" before my feet swept me out the door faster than you can say, "full frontal." The next day the guy called for what I thought was an apology, but instead he told me he didn't see me in a "romantic way." There's a part of me that's still in shock that he whipped it out, and another part of me that's insulted that he had the nerve to dump me. I don't know what to think of him. Can you shed some light on this case of overexposure?

Signed, Overexposed

DEAR OVEREXPOSED,

First of all, don't believe this guy's bogus line about not seeing you in a "romantic way." Obviously his nether regions found you attractive enough to make an early appearance. This guy obviously felt embarrassed and rejected that you hightailed it out of his apartment after he prematurely exposed himself, so his bruised ego tried to even the score by rejecting you the next day. His phone call was an attempt to save face by avoiding an apology and/or an awkward conversation regarding his crude behavior. I wouldn't lose sleep over this guy, since he's obviously not the right person for you. One day you'll look back and laugh about him, and remember him as one of the frogs you had to kiss on your road to your ideal mate.

DEAR RACHEL,

My girlfriend of two-and-a-half years wants to get married, but I say, "If it's not broke, don't fix it." We already live together and I'm loyal to her, so I don't understand what's missing on her end of the relationship. I see the high rate of divorce and I worry that marriage drives people apart. How can I talk my girlfriend into spending the rest of her life with me in non-matrimonial bliss?

Signed, Worried About Marriage

DEAR WORRIED,

Marriage is often equated with the phrase, "... and they lived happily ever after." However, as you've noticed, the high rate of divorce proves that marriage does not guarantee a happy ending. Marriage can be a beautiful thing if you're with the right partner. If you marry the wrong person for the wrong reasons, of course your marriage will end in divorce. Don't marry on the rebound or because you're tired of waiting for your ideal mate. Listen to your gut feelings if they're telling you that a partner is not compatible for a lifelong commitment. Hunches often prove correct.

If you're still not sure, ask yourself this: Do you want to spend the rest of your life with your girlfriend? Many people think they have an aversion to the idea of marriage when, in reality, they only have an aversion to marrying their specific girlfriend or boyfriend. A man may swear to his girlfriend that he "never wants to get married," and then dump her and marry the next woman he dates. Is it possible to love a woman too much to break up with her, yet not enough to marry her? Yes. If this is the case for you, don't get married.

On the other hand, if you feel that your girlfriend is the right woman for you, and you're not commitment-phobic, why the reluctance to tie the knot? Could it be that you have some preconceived ideas about marriage? Do you consider matrimony an archaic institution full of conventional rules that stifle one's individuality? Once you wed, you don't have to morph into Ozzie and Harriet of the 1950s. You and your girlfriend can customize your marriage to suit your individual needs and desires.

Marriage doesn't have to be confining, constricting, boring or traditional. If you're still not convinced, talk to your girlfriend about your concerns and she may surprise you by agreeing to a life of non-matrimonial bliss. If she still wants to get married, however, you may be able to come to an agreement by thinking outside the box and making up your own matrimonial rules. With clear communication, the only change marriage may bring is a closer bond between the two of you as a team in this thing called life.

RACHEL IVERSON is a freelance writer, dating coach and author who lives with her husband in Venice Beach. Her book, "Don't Help A Man Be A Man: How To Avoid 12 Dating Time Bombs," has been endorsed by Dr. John Gray, author of "Men Are from Mars, Women Are from Venus." For more information on Rachel or her book, visit www.rebelgirlpublishing.com. For dating advice, contact rachel@rebelgirlpublishing.com.

The Q Line

Adding to the City Council

The City Council has the somber task of having to replace a fallen member in Mayor Ken Genser. The task at hand is selecting the proper process and candidate to fill the open seat.

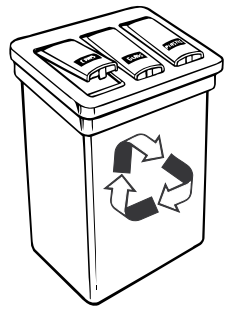
So, this week's Q-Line question asks:
How should the council fill the seat? Should there be a special election or should the council select its next member, and who should it be?

Call (310) 285-8106 before Friday at 5 p.m. and we'll print your answers in the weekend edition of the Daily Press.


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NOTICE OF PUBLIC HEARING
BEFORE THE CITY OF SANTA MONICA LANDMARKS COMMISSION

When: **Monday, February 8, 2010 at 7:00 pm**

Where: City Council Chambers, City Hall, Room 213
1685 Main Street, Santa Monica

Questions/Comments
The City of Santa Monica encourages public comment on this and other projects. You or your representative, or any other persons may comment on the application at the Public Hearing, or by writing a letter addressed to Scott Albright, AICP, Senior Planner, City Planning Division, 1685 Main Street, Room 212, Santa Monica, California, 90401-3295. Or, you may contact Mr. Albright by phone at (310) 458-8341 or by email at scott.albright@smgov.net.

More Information
The meeting facility is wheelchair accessible. If you have any disability-related accommodation requests, please contact (310) 458-8341 or TTY (310) 458-8696 at least three days prior to the event. All written materials are available in alternate format upon request. Santa Monica Bus Lines 1, 2, 3 and 7 serve City Hall. Pursuant to California Government Code Section 65009(b), if this matter is subsequently challenged in Court, the Challenge may be limited only to 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.

Espanol
Este es un aviso de una audiencia publica para considerar la designación de una propiedad en la ciudad como un monumento histórico. Para mas información, favor de llamar a Carmen Gutierrez en la División de Planificación al número (310) 458-8341.

NOTICE OF A PUBLIC HEARING
BEFORE THE SANTA MONICA PLANNING COMMISSION

SUBJECT: A Public Hearing will be held by the Planning Commission on the following:

Proposed Paseo Nebraska Development Agreement Float-Up for 3025 Olympic Boulevard, 1819-1820 Berkeley Street, 3020 and 3030-3060 Nebraska Avenue. The applicant is requesting Planning Commission consideration regarding a proposed concept plan for the following project that is subject to a Development Agreement: [1] Approximately 545 multi-family housing units, ranging from studios to three-bedroom units, consisting of the following: 20% moderate income; 60% workforce tier 2 and tier 3 units; and 20% market rate units. [2] Approximately 80,000 SF of flexible floor area programmed for neighborhood-serving commercial space and creative arts office space. [3] Series of publicly-accessible pedestrian paseos to connect surrounding public streets (Olympic, Nebraska, Stanford, and Berkeley) through and to the project site. [4] Public street improvements to include: [a] Surface easement dedicated to the City for extension of Berkeley Street through the project site between Nebraska Avenue and Olympic Boulevard and construction of street, curb, gutters, sidewalks, and street trees. [b] Surface easement dedicated to the City to enable future extension of Stanford Street through the project site between Nebraska Avenue and Olympic Boulevard. [5] Construction of an approximately 1000-space, two-level, subterranean parking garage. **Pursuant to Santa Monica Municipal Code (SMMC) Section 9.48.130, the Planning Commission shall hold a public hearing on the proposed development agreement and shall make its recommendation to the City Council for review. [Planner: Roxanne Tanemori] APPLICANT/PROPERTY OWNER: Nebraska Studios, LLC. [This item was continued from January 20, 2010]

WHEN: **Wednesday, February 3, 2010 at 7:00 p.m.**

WHERE: Council Chambers, City Hall
1685 Main Street
Santa Monica, California

HOW TO COMMENT
The City of Santa Monica encourages public comment. You may comment at the Planning Commission public hearing, or by writing a letter or e-mail. Information received prior to the hearing will be given to the Planning Commission at the meeting.

MORE INFORMATION
If you want additional information about this project or wish to review the project, please contact the Project Planner (310) 458-8341 or by e-mail at Roxanne.Tanemori@smgov.net The Zoning Ordinance is available at the Planning Counter during business hours or available on the City's web site at www.smgov.net. The meeting facility is wheelchair accessible. If you have any disability-related accommodation request, please contact (310) 458-8341, or TYY Number: (310) 458-8696 at least five (5) business days prior to the meeting. Santa Monica "Big Blue" Bus Lines #1, #2, #3, #4, #5, #7, #8, #9 and the Tide Ride service the City Hall. 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.

STATE BRIEFS

SACRAMENTO
State wants crackdown on tax havens

California lawmakers seeking to give college students a break took aim Thursday at corporations that dodge taxes by stashing their profits in foreign banks.

The Assembly passed a bill that would temporarily close a loophole allowing companies to create tax havens in other countries.

Money generated by the move would not produce additional revenue for the state. Instead, it would allow California to reduce the state sales tax on college textbooks and supplies, giving a small break to students whose fees have skyrocketed.

"If you raise your revenues in California, you can't get away with not paying taxes simply by setting up a shell corporation tax structure in a tax haven," Assemblyman Ira Ruskin, D-Redwood City, said during the floor debate.

The 80-member Assembly narrowly approved the bill by Assemblyman Marty Block, D-San Diego, with a 41-28 vote. It now goes to the state Senate.

The loophole has long been targeted by Democrats. Because the bill does not technically add revenue to the state, it required only a majority vote to pass. Tax bills usually require a two-thirds vote.

Republicans characterized the bill as a tax increase that would encourage businesses to leave California.

"You're killing companies, you're discouraging everybody from coming to California, you're hurting the future of our children that we're trying to educate," said Assemblywoman Diane Harkey, R-Dana Point.

ASSOCIATED PRESS

SAN FRANCISCO
Pot backers submit petitions

Backers of a California initiative to legalize marijuana said they would submit far more signatures Thursday than needed to qualify the measure for the November ballot.

Volunteers intended to submit about 700,000 signatures collected across all 58 California counties, campaign spokesman Dan Newman said.

The initiative needs about 434,000 signatures from registered voters to make the ballot. Campaigners typically try to collect far more to build a cushion in case some signatures are invalidated.

The Regulate, Control and Tax Cannabis Act of 2010 would legalize possession of small amounts of marijuana for adults. It also would allow limited growing on private property and permit local governments to decide whether to legalize and tax pot sales.

"Our current laws aren't working. We should have learned from alcohol prohibition," said Oakland medical marijuana entrepreneur Richard Lee, the measure's main backer.

Lee has marshaled manpower and financial support for the initiative through Oaksterdam University, an Oakland-based school he founded to train growers and distributors of medical marijuana. Under current state law, Californians can legally grow and possess pot for medical purposes.

The drive to put a broader legalization measure on the ballot got a boost in April when a Field Poll found that 56 percent of California voters supported legalizing and taxing marijuana to help bridge the state budget deficit. The campaign's internal polling showed similar support, Newman said.

"This initiative was very carefully crafted to win at the ballot box. It contains specific safeguards and controls," he said.

AP

SAN FRANCISCO
Court wants proof on confining sex predators

The California Supreme Court on Thursday questioned the constitutionality of a provision of "Jessica's Law" that lets authorities indefinitely confine sexually violent predators.

It's the first of two decisions the court is expected to issue in the coming days over the legality of the law that was passed as Proposition 82 by 70 percent of voters in 2006.

The Supreme Court is scheduled to rule Monday on a separate legal challenge to a provision prohibiting released predators from living within 2,000 feet of a school or park.

On Thursday, the court dealt with the issue of whether sexually violent predators can be treated differently than other violent felons, who can only be held for defined terms in mental health facilities after prison.

In a 5-2 decision written by Justice Carlos Moreno, the Supreme Court offered suggestions about how government lawyers should approach the case.

Moreno said it could be that mental disorders make it likely that sexually violent predators will re-offend. Or, they could "pose a greater risk to a particularly vulnerable class of victims, such as children," Moreno noted.

Nonetheless, Moreno concluded the government had not produced any evidence to distinguish sexual predators from other violent offenders. California Deputy Attorney General Bradley A. Weinreb, who argued the case before the Supreme Court, didn't return a telephone call.

The case was brought by Richard McKee, who was convicted of lewd acts on two girls ages 11 and 8. After serving his prison sentence, a jury in 2007 found McKee to be a sexually violent predator as defined by Jessica's Law, and a judge sentenced him to indefinite custody with the State Department of Mental Health.

AP

WASHINGTON
High-speed rail getting $2 billion

The most advanced planning and a willingness to help pay put California at the top when it came to securing federal funding for high-speed rail, Transportation Secretary Ray LaHood said Thursday.

In all, the state will get $2.25 billion for high-speed rail and another $100 million to improve existing rail systems, primarily Amtrak service in Southern California and the Capitol Corridor passenger service in Northern California.

"As is typical of California, they have been way ahead of the curve," LaHood said. "People have been working on and dreaming about high speed rail for more than a decade and they were willing to put some of their own tax dollars up to help fund it."

State officials said the money will move California much closer to its goal of constructing 800 miles of high-speed rail and will quickly create thousands of jobs.

AP

CRIME WATCH
BY DAILY PRESS STAFF

Fighting over hygiene

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.

TUESDAY, JAN. 19, AT 3:52 A.M.,
Santa Monica police officers responded to the area of Ocean Avenue and Santa Monica Boulevard regarding a fight in progress. When officers arrived, they made contact with the alleged victim who told them that she and the suspect were riding an MTA bus when the suspect told her to get off because of her poor hygiene, police said. The victim and the suspect got into an argument and were asked to leave the bus by the MTA driver. Once they exited, the victim said the suspect continued the argument and struck and kicked her. The suspect also allegedly struck the victim with an umbrella. The suspect was arrested for assault with a deadly weapon. She was identified as Shelly Kelly, 46, of Hollywood. Her bail was set at $30,000.

SATURDAY, JAN. 23, AT 10:28 P.M.,
Officers were on routine patrol in the 1200 block of Alley 8 when they saw someone trying to open a window. As officers approached, a woman came out of the room that the window was attached to and both began arguing. Officers learned that the person trying to open the window was a hotel employee trying to get the attention of the occupants for failure to pay room fees. Officers talked with the female guest and allegedly saw a small packet in her room that contained a white powdery substance, which was later determined to be cocaine. Officers placed the woman under arrest for possession of a controlled substance and a probation violation. The suspect was identified as Crystal Snow White, 22, of Granada Hills. She was not eligible for bail.

FRIDAY, JAN. 22, AT 11:23 P.M.,
Officers responded to the area of 16th Street and Colorado Avenue regarding a fight in progress. When officers arrived, they saw a person laying on the ground unconscious. Witnesses told officers that two suspects were involved in a fight with two others and that bricks or rocks were used to strike two victims in their heads, leaving them lying on the ground. When witnesses tried to break up the fight, police said one suspect pretended to have a gun. The two suspects fled once they heard police sirens. Officers were able to locate two men who matched the suspects' description. The men were placed under arrest. They were identified as Kenneth Jones, 19; and Ryan Lara, 18; both of Santa Monica. Jones was booked for assault with a deadly weapon, probation violation, obstructing justice, public intoxication and a gang enhancement. Lara was booked for assault with a deadly weapon, a probation violation and a gang enhancement. Their bail was set at $30,000 each.

THURSDAY, JAN. 21, AT 2:47 P.M.,
Officers responded to the 800 block of Grant Street – Rest Haven Motel – regarding a domestic battery call. When officers arrived, they made contact with the victim who stated that his ex-girlfriend entered the hotel room, grabbed his two cell phones and damaged them with pliers. The suspect then started pushing the victim in the chest area. The victim left the room to wait for police. Officers attempted to contact the suspect, who was still inside the room. The woman did not respond. Officers forced their way into the room and placed the suspect under arrest for domestic violence and vandalism. She was identified as Omidele Bola, 32, a transient. Her bail was set at $20,000.

news@smdp.com

Editor-in-Chief **KEVIN HERRERA** compiled these reports.

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South of Wilshire	=	$898,000	$624,000
Sunset Park	=	$1,049,000	$599,000
Ocean Park	=	$1,700,000	$585,500

Statistics Updated Every Monday

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COMMUNITY BRIEFS

MAIN STREET

Last Fridays come to Main Street

Starting tonight, Main Street will be open late the last Friday of each month, with participating businesses offering special activities.

The restaurants, boutiques and cafes along Main Street, which stretches south of Pico Boulevard to the Santa Monica city limit, are planning a multitude of events and discounts for these month-ending Fridays. Clothing store Dolce Vita, for example, will provide patrons with refreshments, while Deluxe Trim Nail Bar & Spa will offer live music, artwork and snacks.

Dhaba Indian Cuisine is adding a last Friday of the month complimentary appetizer with any entree or "thali" ordered.

The art, music, snacks and discounts found up and down Main Street until about 10 p.m. during last Fridays are meant to increase business, said Gary Gordon, executive director of the Main Street Business Improvement Association.

"This is an effort ... to create awareness of the uniqueness of Main Street and the variety of stores and restaurants on the street, and to add some fun to an already enjoyable street," Gordon said.

A full listing of Main Street Last Friday events can be found at www.mainstreetsm.com.

DAILY PRESS

CITYWIDE

City looking for artists ready to GLOW

The Santa Monica Cultural Affairs Division is now asking local artists to submit proposals for the upcoming biannual nighttime event, GLOW.

GLOW highlights temporary art installations from Los Angeles County artists, which will be featured this year on the Santa Monica Beach, Palisades Park and other local areas.

The event first took place in July 2008, when more than 100 artists created 27 art installations that were displayed on the Santa Monica Beach. More than 200,000 people came to see the art, which was often interactive.

This year, GLOW will be held on Sept. 25, but submissions must be received no later than April 12 at 5 p.m. Any professional artist or artist team who lives or works in Los Angeles County is welcome to submit a proposal.

Artists can earn between $1,500 and $2,500 for their work.

Additional information and details about the application can be found online at www.glowsantamonica.org.

DP

Event runs through Saturday

FROM **TREASURE** PAGE 3

ing across its surface, was appraised at around $30. A similar one had recently sold for the same price on eBay.

"I though it might be an antique or something," Kessling said. "But it's more sentimental."

He decided against parting with the beer stein.

Wagner said there are four to five teams similar to his traveling around the country any given week. Wagner's group, for example, was recently in Santa Barbara and will soon make their way to Ontario, Calif. However, he and his team will be at the Sheraton from 9 a.m. to 6 p.m. Friday and 9 a.m. to 3 p.m. Saturday before packing up and continuing their treasure hunt elsewhere.

news@smpd.com

Samohi boys extend winning streak

FROM **ROUNDUP** PAGE 3

during a win over Hawthorne.

Head Coach Marty Verdugo said he rested her as a precaution because of lingering hip pain and expects her to play tonight at home against Morningside and on Saturday against Mater Dei during the Westside Challenge. Mater Dei is the number one ranked team in the country according to most polls.

Samohi's record is 15-5 overall and 5-0 in Ocean League play.

SUPER BOWL FUNDRAISER FOR SAMOHI FOOTBALL

The Santa Monica High School football team will hold a fundraiser at Spitfire Grill on Super Bowl Sunday.

Beginning at 3 p.m. on Feb. 7, 15 percent of all food and drink sales will benefit the team. Members of the team and its coaches will be in attendance.

For information or to make reservations, call (310) 846-7562.

daniela@smdp.com

Expo will end at Fourth Street

FROM **EXPO** PAGE 1

the project," he said.

Although already a year behind schedule, Thorpe said everything now is on schedule to keep the project moving smoothly.

The Los Angeles Police Commission withdrew the construction permit due to noise complaints. Overnight work has been banned.

"Now they're saying they want to know when we're working, how many hours … and that the community has been notified," said Thorpe. "All of which I think is reasonable and doable."

The finished line will run from Downtown Los Angeles through Culver City and possibly along Colorado Avenue ending at Fourth Street in Downtown Santa Monica.

news@smdp.com

Developers likely to fight tax increase proposal

FROM **PARKS** PAGE 1

there's no proposal to increase the tax scheduled to come before the council.

Funds from the tax are typically used for park improvement projects, Ginsberg said. At Joslyn Park, $129,000 from the fund recently paid for new trees, lighting, benches, a drinking fountain and an area for dogs, she said.

"Based on this [$200] fee amount it takes quite some time to accumulate any great amount of funds," she added, noting that the current fund balance is about $14,000.

She said it's difficult to compare Santa Monica's tax to the amounts other jurisdictions charge because cities have different ways of assessing fees for parks.

There are 26 parks in Santa Monica, ranging in size and amenities offered.

Planning Commissioner Ted Winterer said with the tax remaining at the 1973 level, "one good size condo development buys a park bench."

City Councilman Kevin McKeown said he's receptive to the idea of raising the tax, but added a detailed study will have to be conducted before the council can consider an increase.

"Santa Monica is under parked. We do not have the open space, other than the beach, to support the density of housing that we have in the city," he said.

Developers are likely to push back against any proposal to raise fees for residential developers.

Rosario Perry, an attorney who represents landlords and developers, said increasing taxes on housing providers would go against City Hall's goal of encouraging more residential construction. City officials have said an imbalance of too many commercial buildings and too few residences in Santa Monica has exacerbated the traffic problem.



Brandon Wise *brandonw@smdp.com*

AT WORK: **A parks tax collected from developers has been spent to improve Joslyn Park. Players took to the b-ball courts Thursday.**

> **ONE GOOD SIZE CONDO DEVELOPMENT BUYS A PARK BENCH."**
>
> **Ted Winterer**
> Planning Commissioner

"There are people in the city that feel that they can basically pay for the city's expenses on the back of new construction," Perry said. "The problem is that it just makes new construction more and more unaffordable."

nickt@smdp.com

Project could head to council by April

FROM **PROJECT** PAGE 1

imum 81-feet tall at its highest point, with an average height of 71 feet. Under the draft LUCE, projects in that area are required to be a maximum of 75-feet tall with an average height of 65 feet.

In order to win size exemptions from City Hall, the developer is proposing to offer "community benefits" such as affordable housing, public open spaces and cultural and arts uses.

Jing Yeo, special projects manager in City Hall's Planning and Community Development Department, said the scale of the proposal means City Hall has leverage to ask for a range of benefits before recommending approval.

"We really should be able to get some fairly meaningful and significant community benefits," she said. "On a project of this size you could probably get benefits across that whole spectrum."

In a meeting that went past midnight, planning commissioners on Wednesday urged the developer to scale down the project and devote a greater percentage of square-footage to housing, but didn't attempt to delay or derail the proposal.

"It's a beautiful concept for an area that needs improvement, but the proposed building needs to be reduced in size by at least one third," said Planning Commissioner Jay Johnson.

The project design imagines a complex that is 60 percent office space and 40 percent housing units, a mix that Shepherd said is fitting for a site located across the street from a proposed mass transit station. Placing job sites at transit hubs can reduce vehicle trips, he said.

Planning Commissioner Ted Winterer, though, said he sees the high percentage of office space in the project a significant drawback.

"I'm of the mind that we have a serious jobs/housing imbalance in this town," he said. "We probably need more neighborhood retail than job centers."

He also said it would be more productive to review the project concept after the City Council approves the LUCE, since that document could alter City Hall's priorities for the east side of town.

Johnson said the commission agreed it would be helpful to assess the project's impacts in light of several other large-scale developments proposed for the east side of Santa Monica and West Los Angeles. He argued the developers interested in building in the vicinity should chip in money so that the Planning Commission can oversee an independent assessment of the projects' net impacts.

Shepherd said he was pleased no commissioner objected to his project continuing to the City Council and said he plans on asking for more time before presenting the concept to the council in order to analyze the commissioners' comments.

He said he hopes to present the proposal to the council by the end of April. If the concept earns approval, Hines expects to spend the next year creating a detailed design and conducting an environmental review.

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NOTICE OF PUBLIC HEARING

SANTA MONICA ARCHITECTURAL REVIEW BOARD

DATE/TIME: February 1, 2010, 7:00 p.m.
LOCATION: Council Chambers, (wheelchair accessible)
Santa Monica City Hall, 1685 Main Street

PROPERTIES:

- ARB09-549, 2442 Seventh Street: Residential
- ARB09-586, 1814 Twelfth Street: Residential
- ARB09-603, 1028 Twenty First Street: Residential
- ARB09-645, 2020 Santa Monica Boulevard: Office
- ARB10-009, 395 Santa Monica Place, #110: Retail

More information is available on-line at http://santa-monica.org/planning/planningcomm/arbagendas.htm or at 310/458-8341 en espanol tambien). Plans may be reviewed at City Hall during business hours. Comments are invited at the hearing or in writing (FAX 310-458-3380, e-mail planning@santa-monica.org, or mail Santa Monica Planning Division, 1685 Main St., Rm. 212, Santa Monica, CA 90401). The meeting facility is wheelchair accessible. For disability-related accommodations, please contact 310-458-8701 or TTY 310-450-8696 a minimum of 72 hours in advance. All written materials are available in alternate format upon request. Big Blue Bus lines 1, 2, 3, 4, 5, 7, 8 & 9 and the Tide Ride serve City Hall.



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NEW DVD RELEASES

BY RANDY WILLIAMS



Photo courtesy Lionsgate

'Facing Ali'

Muhammad Ali, the three-time world heavyweight boxing champion and Olympic gold medalist who electrified the world with his unorthodox style and charismatic ways, is paid tribute by 10 of his acclaimed rivals. (Lionsgate)

An Interview with Derik Murray, producer of 'Facing Ali'

Derik Murray, an advertising photographer and TV commercial director, has created large-format pictorial books on topics like the Olympics, Arnold Palmer, Joe Montana and Wayne Gretzky while also producing an award-winning television series called "Legends of Hockey," an oral history of the game from hockey hall of famers.

Q. How did the 'Facing Ali' project come about and what were the biggest challenges to completing this picture?

A. I did a book on Muhammad Ali in 1995 and was privileged to hear a lot of great stories first hand. Many times I wished I was rolling a camera. I had also read Stephen Brunt's book (same title) and he told a popular story in a fresh and interesting way. I also knew Pete McCormack (the film's director) who was also an Ali fanatic and had solid research and writing skills.

Challenges came right from the top as Stephen had 15 boxers, so we boiled it down to 10. Time and logistics were a constant challenge. Plus these were not brief interviews of 10 minutes or so, we needed 3-4 hours in front of the camera. That takes time, energy and persuasion. Some like Leon Spinks and Ernie Shavers were hard to locate — they were off the grid.

So assembling and scheduling was certainly a prominent issue in trying to get some sort of cohesive timetable together.

We began filming in April 2008 and finished in July.

Getting footage from 40 sources with some of it 40- 50 years old, we needed to give it almost a new dimension to give it a special appeal theatrically. A company in Vancouver, Digital Central, did an amazing job and the process is detailed in the DVD extras.

Q. Stylistically-speaking, why did you decide on no narrator?

A. At first we thought a narrator would be needed to fill in the gaps, including specific historical references. However Pete's research and ability to get the boxers to talk about a lot more than what went on inside the ring and more about the times in general eliminated that need.

I came to believe it would better illuminate the varied personalities on display without a narrator. It would give us a better sense of who they are as people. Ten boxers as really distinct individuals.

Q. How fortunate were you with former heavyweight George Chuvalo and his articulate knowledge of the fight game? Did you know going in about the extent of his expertise?

A. We knew he was good but didn't know he could "carry the ball" to the degree that he did.

George had the depth of knowledge and glib ability to help me tell the story beyond the ring as well — civil rights movement, Nation of Islam, drugs, Vietnam — without resorting to a narrator. Chuvalo also provided some keen insights to the personal changes of Ali over that period of time.

Ron Lyle was brilliant as well. His humor and intensity and concise insights were a great surprise to us.

Q. Despite his battle with Parkinson's disease any thought to trying to get Ali to speak on camera on one of his good days?

A. We kept it alive for a longtime as a possibility, but decided it really wouldn't move the story forward. Lyle really summed it up when he said of Ali, "he can't speak for himself but we can speak for him."

Q. What do you hope audiences come away with from seeing the film?

A. One of our aims was not to create a boxing film, but something that would shine a light on that moment in history. It would look at the broader aspects of what was going on socially and politically. The title subject truly transcended mere boxing.

I also love the fact these were individuals that didn't have the easiest start in life, they told us what it was like to step out of those impoverished situations and effectively transform their lives.

I really think this is an inspirational film.

Does Obama transcend race?

JESSE WASHINGTON
AP National Writer

Five little words "I forgot he was black" — have exposed a contradiction in the idea of a post-racial nation.

The comment came from MSNBC host Chris Matthews after President Barack Obama's State of the Union speech Wednesday.

"He is post-racial, by all appearances," the liberal host said on the air. "I forgot he was black tonight for an hour. You know, he's gone a long way to become a leader of this country, and past so much history, in just a year or two. I mean, it's something we don't even think about."

The staunch Obama supporter meant it as praise, but it caused a rapid furor, with many calling the quote a troubling sign that blackness is viewed — perhaps unconsciously — as a handicap that still needs to be overcome.

Apparently, Matthews forgot to ask black people if they WANT to be de-raced.

"As a black American I want people to remember who I am and where I come from without attaching assumptions about deficiency to it," said Dr. Imani Perry, a professor at Princeton's Center for African American Studies.

Although she thought Matthews was well-intentioned, she found his statement troubling, because "it suggests that if he had remembered Obama's blackness, that awareness would be a barrier to seeing him as a competent or able leader."

"The ideal is to be able to see and acknowledge everything that person is, including the history that he or she comes from, as well as his or her competencies and qualities, and respect all of those things," Perry said.

That's a very different vision of "transcending race" — a consistent theme of Obama's political history — than one in which race has disappeared altogether.

"It's important for us to remember that everyone has a race," Blair L.M. Kelley, an associate professor of history at North Carolina State University. "When you say we're going to transcend race, are white people called on to transcend their whiteness?"

"When (black people) transcend it, what do we become? Do we become white?" she asked. "Why would we have to stop being our race in order to solve a problem?"

Matthews didn't get that far down the post-racial road on Wednesday night. But his comments instantly exploded online, especially on Twitter. Ninety minutes later, he clarified his comments on the air.

"I'm very proud I did it and I hope I said it the right way," Matthews said, noting that he grew up in the racially fraught 1960s.

"I walked into the room tonight, you could feel (racial tension) wasn't there tonight and that takes leadership on his part, to get us beyond those divisions, really national leadership," Matthews said.

"I felt it wonderfully tonight, almost like an epiphany. I think he's done something wonderful. I think he's taken us beyond black and white in our politics."

Plenty of people supported Matthews on Thursday, saying his sentiments, although poorly worded, reflected the view that all Americans are now equal.

But for many blacks, it was hard to forget the word "forgot."

Kevin Jackson, a black conservative and author of "The BIG Black Lie," hews to the same philosophy as the likes of Rush Limbaugh and Glenn Beck — that people should be judged on their merits, not their color.

Yet Jackson does not want his blackness to be forgotten.

"Absolutely not," he said. "Because we have an amazing history."

He pointed out that if Don Imus had made the same comment as Matthews, "everybody on God's green earth would be out to hang him by his you-know-what."

Sophia Nelson, a black attorney, former lobbyist and founder of PoliticalIntersection.com, which focuses on politics, race and gender, said she has been offended by people calling her articulate and intelligent: "That's saying that people who look like me normally aren't those things."

She said Matthews' comment showed the same unconscious bias as those by Vice President Joe Biden when he was still a senator that Obama was "clean" and "articulate," and Sen. Harry Reid's saying that Obama was more electable because he was light-skinned and lacking a "Negro dialect."

"Matthews was saying exactly what he meant," Nelson said. "He forgot he was black because he's so articulate and so compelling."

City of Santa Monica

NOTICE OF PUBLIC HEARING TO BE HELD BY THE SANTA MONICA ZONING ADMINISTRATOR ON APPLICATIONS FOR VARIANCES

TIME: 10:30 a.m., Tuesday, February 9, 2010

LOCATION: Council Chambers, Room 213, Santa Monica City Hall, 1685 Main Street, Santa Monica

A Public Hearing will be held by the Zoning Administrator of the City of Santa Monica at the above noted time and place in regard to the following requests:

SUBJECT OF HEARING:

Wall Height Modification 09FWHM-0005, 2112 Washington Avenue. The applicant requests approval of a wall height modification to construct a new 8'-0" high vertical wooden timber wall and a new 8'-0" high automated gate along the front property line. Pursuant to Santa Monica Municipal Code (SMMC) Section 9.04.10.02.080, fences, walls, or hedges cannot exceed the maximum height of 42-inches within the required front yard, measured from the lowest grade. SMMC Section 9.04.10.02.080(e) permits a modification to the height limitations in the front yard area, subject to approval by the Zoning Administrator. [Planner: Chris Townes] **APPLICANT/PROPERTY OWNER:** Frank Gehry. *(Continued from the January 12, 2010 Meeting)*

Fence/Wall Modification 09FWHM-0008, 625 California Avenue. The applicant requests approval of a height modification to construct an 8-foot tall driveway gate and wall/fence structure within the required front yard setback. Santa Monica Municipal Code (SMMC) Section 9.04.10.02.080 specifies that fences, walls, or hedges cannot exceed the maximum height of 42-inches in the front yard area. Pursuant to SMMC Section 9.04.10.02.080(e), the owner may request that the Zoning Administrator grant a modification to the height limitations in the front yard area. [Planner: Grace Cho] **APPLICANT/PROPERTY OWNER:** Ken Sherman.

Fence Height Modification 09FWHM-0010, 1616 Ocean Avenue. The applicant requests a fence height modification to allow a fence ranging from approximately 10'-5" to 15'-6" in height (as measured from lowest grade) to be located within the front yard setback, and a height modification to allow a fence ranging from approximately 11'-6" to 15'-6" in height (as measured from lowest grade) proposed along the north side of the property line to exceed wall height limitations on the subject property. Pursuant to SMMC Section 9.04.10.02.080, fences, walls, or hedges cannot exceed the maximum height of 42-inches within the required front yard (35'-0" front yard setback as measured from Ocean Avenue), and 8 feet along the side yard, as measured from the lowest grade. Pursuant to SMMC Section 9.04.10.02.080(e), wall height modifications are subject to approval by the Zoning Administrator. [Planner: Steve Mizokami] **APPLICANT:** Ralph Mechur Architects. **PROPERTY OWNER:** City of Santa Monica.

Fence Height Modification 09FWHM-0011, 2301 Carlyle Avenue. The applicant is requesting approval of a fence height modification to maintain 67-inch high fence within the required front yard area. The fence is comprised of treated Douglas fir wood boards that create a horizontal fence design. The fence is setback approximately 3-inches from the front property line. Pursuant to Santa Monica Municipal Code (SMMC) Section 9.04.10.02.080, fences, walls, or hedges cannot exceed the maximum height of 42-inches within the required front yard, measured from the lowest grade. SMMC Section 9.04.10.02.080(e) permits a height modification to the height limitations in the front yard area, subject to approval by the Zoning Administrator. [Planner: Lily Yegazu] **APPLICANT/PROPERTY OWNER:** Arthur Herman.

Use Permit 09UP-017, 233 Wilshire Boulevard. The applicant requests approval of a Use Permit for the addition of antennas and equipment to an existing unmanned wireless telecommunications facility on the roof of an office complex located at the northwest corner of Third Street and Wilshire Boulevard. The proposed four equipment cabinets will occupy an area of 216 square-foot on the roof. A total of six panel antennas and one GPS antenna are proposed to be mounted to an existing penthouse. The proposed antennas do not comply with the requirements for non-parabolic antennas contained in Santa Monica Municipal Code (SMMC) Section 9.04.10.06.110 (a). Pursuant to SMMC Section 9.04.10.06.110 (b), the Zoning Administrator may approve modifications to the requirements for non-parabolic commercial antenna through the approval of a Use Permit application. This application is a request to renew a previously approved permit (06UP012), which has since expired. [Planner: Gina Szilak] **APPLICANT:** Royal Street Communications, LLC. **PROPERTY OWNER:** Searise Associates.

Variance 09VAR-023, 2726 2nd Street. The applicant requests approval of a variance to allow:
• A modification to the off-street parking requirements to permit one parking space to be provided in the front yard setback area of an existing single-family dwelling located in the Ocean Park (OP2) Multi-Family District.
• A north side yard setback of 2.91-feet and south side yard setback of 2.67-feet (in lieu of the required 4-feet) for a first-floor expansion and a new second-floor addition to the existing single-family residence.
Pursuant to Santa Monica Municipal Code (SMMC) Section 9.04.10.08.080(a)(1), a curb cut to provide street access to an on-site parking space is permitted when the property has no adjacent side or rear alley having a minimum right-of-way of fifteen feet. The subject site has no rear or side alley. SMMC Section 9.04.10.08.190(b)(2) permits parking in the front ? of a parcel in a multifamily district when there is no adjacent rear or side alley but not within the front yard setback area. Pursuant to SMMC Section 9.04.20.10.030, the applicant may request a variance to allow the modification of off-street parking requirements for the proposed parking space within the front yard setback area. The applicant may also request a variance to allow the modification of yard setback for parcels having a width of thirty-nine feet or less. The subject property has a width of twenty-five feet. [Planner: Lily Yegazu]. **APPLICANT:** Stephen Frew. **PROPERTY OWNER:** Kris and Virginia Goss Mukherjee.

Variance 09VAR-024, 731 Ozone Street. The applicant requests a Variance for modifications to development standards of the OP-1 (Ocean Park Single Family) Zoning District for a proposed addition to the first and second floor of an existing one-story single family residence. Proposed requests include a modification to parcel coverage to allow an approximate 56% parcel coverage where a 50% maximum is allowed, multiple modifications to required front and side yard setbacks associated with first and second floor additions, roof decks and related guardrail locations, and rain gutter encroachments, and to allow an additional story which would otherwise not be permitted in a portion of the building where the existing finished first floor exceeds 3 feet above the theoretical grade. Pursuant to Santa Monica Municipal Code (SMMC) Section 9.04.20.10.030(d), the applicant may request modifications to parcel coverage, required front and side yard setbacks on parcels having a width of 39-feet or less, and to allow an additional story which would otherwise not be permitted, consistent with the criteria pursuant to SMMC Section 9.04.20.10.030(k). [Planner: Steve Mizokami] **APPLICANT:** Brian O'Neill, AIA, (Whelan-O'Neill Architecture). **PROPERTY OWNER:** Therese Kelly & Peter Kovac.

Variance 10VAR-001, 2728 2nd Street. The applicant requests approval of a modification to the off-street parking requirements to permit one parking space to be provided in the front yard setback area of an existing single family dwelling located in the Ocean Park (OP2) Multi-Family District. Pursuant to Santa Monica Municipal Code (SMMC) Section 9.04.10.08.080(a)(1), a curb cut to provide street access to an on-site parking space is permitted when the property has no adjacent side or rear alley having a minimum right-of-way of fifteen feet. The subject site has no rear or side alley. SMMC Section 9.04.10.08.190(b)(2) permits parking in the front ? of a parcel in a multifamily district when there is no adjacent rear or side alley but not within the front yard setback area. The applicant has filed a variance application pursuant to SMMC Section 9.04.20.10.030(b) which permits modifications to off-street parking requirements for the proposed parking space within the front yard setback area. [Planner: Lily Yegazu] **PROPERTY OWNER:** Tracy Yen, James C. Yen, and Chihhan K. Yen. **APPLICANT:** Chihhan K. Yen.

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

Any person may comment at the Public Hearing, or by writing a letter to the City Planning Division, Room 212, P.O. Box 2220, Santa Monica, CA 90407-2220. Plans are available for public review at the City Planning Division. For more information, please contact the City Planning Division at (310) 458-8341. Pursuant to California Government Code Section 64009(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. The meeting facility is accessible. If you have any disabilities related request, contact at (310) 458-8341 or TTY (310) 458-8696 at least three (3) days prior to the meeting. Santa Monica "Big Blue" Bus Lines #1, #2, #3, #4, #7 and #8 serve the City Hall.

*Esto es un aviso sobre una audiencia publica para revisar applicaciones proponiendo desarrollo en Santa Monica. Esto puede ser de interes para usted. Si desea mas informacion, favor de llamar a Carmen Gutierrez en la Division de Planificacion al numero (310) 458-8341.



SURF REPORT

Surf Conditions **Water Temp:** 58°

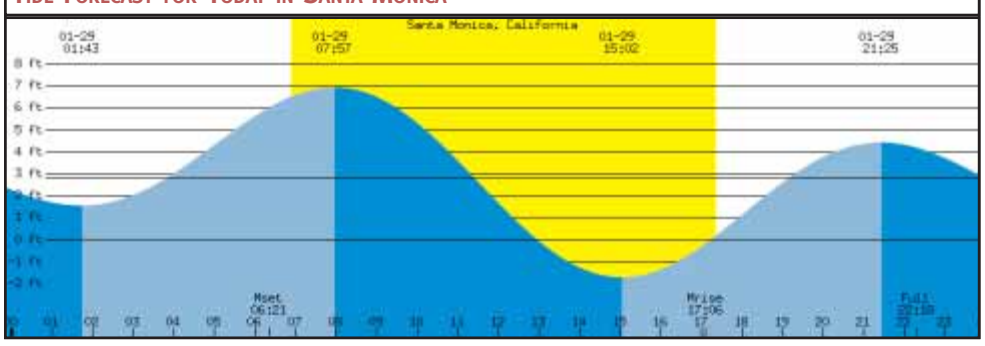
Swell Forecast

Looks smaller, perhaps just waist+ at west facing breaks.

Long Range Synopsis

Our next NW swell is due. This is expected to bring 280-290° swell with 16-second periods.

Tide Forecast for Today in Santa Monica



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 20, 2010**

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

QUICK STATS (for last 30 days)

- Number of sewage spills -- 0
- Number of beach closures due to a sewage spill -- 0
- Number of wet days -- 12
- Number of A grades for dry/wet weather -- 43 / 10
- Number of (C,D,F) grades for dry/wet weather -- 4 / 34

The Beach Report Card is made possible by: The Diller – von Furstenberg Family Foundation; simplehuman; SIMA

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 Lechasa and Las Alisos creeks.	A+	A+
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	F
Paradise Cove Pier at Ramirez Canyon Creek mouth.	A	B
Escondido Creek, just east of Escondido State Beach.	A	F
Latigo Canyon Creek mouth.	A+	A+
Solstice Canyon at Don Blacker County Beach.	A	B
Puerco State Beach at creek mouth.	A	D
Marie Canyon storm drain at Puerco Beach, at 24572 Malibu Rd..	A+	F
Surfrider Beach at Malibu Colony fence.	A+	F
Surfrider Beach (breach location)- daily.	F	F
Malibu Pier - 50 yards east.	A	F
Carbon Beach at Sweetwater Canyon.	A+	A+
Las Flores State Beach at Las Flores Creek (point zero).	A+	F
Big Rock Beach at 19948 PCH stairs.	A	F
Pena Creek at Las Tunas County Beach.	A+	F
Tuna Canyon.	A+	ns
Topanga State Beach at creek mouth.	B	F
Castlerock Storm Drain at Castle Rock Beach.	A+	F
Santa Ynez Storm Drain at Castle Rock Beach.	A+	F
Will Rogers State Beach at 17200 PCH (1/4 mile east of Sunset drain).	A+	F

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

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'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.

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

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SPORTS MEDICINE

States consider head injury restrictions

NOAH TRISTER
AP Sports Writer

At least a half-dozen states are considering measures that would toughen restrictions on young athletes returning to play after head injuries, inspired by individual cases and the attention the issue has received in the NFL.

Washington state led the way last year, passing what is considered the nation's strongest return-to-play statute. Athletes under 18 who show concussion symptoms can't take the field again without a licensed health care provider's written approval. Several other states, including California and Pennsylvania, have similar bills pending.

Elsewhere, the Maine legislature passed a law last year that creates a working group on the prevention, diagnosis and treatment of concussions in young athletes. In New Jersey, there's no state law to regulate how head injuries should be handled for athletes, but the legislature has allowed a commission to look into brain injury research.

"There's no doubt that the majority of the people believed it was time and that it was extremely important to do something like this," said Mike Colbrese, executive director of the Washington Interscholastic Activities Association. "The mantra for the movement has been, 'When in doubt, sit them out.'"

These state-level efforts come as a congressional committee prepares to hold a forum in Houston on Monday looking at how high schools and colleges deal with concussions. The same House panel has held hearings on head injuries in the NFL, and the NCAA recently endorsed the idea of requiring athletes to be cleared by medical personnel before returning to competition if they show concussion symptoms.

Estimates for the number of sports- and recreation-related concussions in the United States each year go as high as 3.8 million, according to the Brain Injury Association of America.

The Washington law is named after Zackery Lystedt, who suffered a life-threatening brain injury after he returned to his middle school football game in 2006 following a concussion. Lystedt's family contacted Republican state Rep. Jay Rodne for help, and last May, Gov. Chris Gregoire signed the new legislation.

"I was honored to really be a part of it," Rodne said. "It's a testament to Zackery and his mom and dad."

Although there were some initial concerns about how the law would be enforced — and whether schools in rural areas would have access to enough medical services to ease the burden of complying — Colbrese says the rule has opened some eyes around the state.

He says schools have claimed their athletes are suffering more concussions than last year, but the reality is that they aren't. "You didn't know about them last year," he said.

About a month ago, Rodne's eighth-grade son, Tye, sustained a concussion while wrestling.

"It brought everything really to home, so to speak," Rodne said. "He had to sit out for a week, and he had to get checked by the doctor."

Assemblymember Mary Hayashi is hoping California will soon have a similar requirement. After learning about concussion-related health problems for retired football players, the Democrat has led a push to strengthen her state's laws.

Hayashi introduced two bills this month. One would require high school coaches to get training on potentially catastrophic injuries in addition to first aid certification already required. The other would require an athlete suspected of having a concussion to get written permission from a doctor before returning to play.

"We were on this topic way before Congress decided to launch hearings," she said. "I think that the media attention on all this, and certainly (other states) taking action, I think helps us to sort of say, 'What can we do to protect kids?'"

Because younger athletes' brains are still developing, they often need longer to recover from a concussion, and the risk of a catastrophic injury is greater if they return to the field too quickly.

In Pennsylvania, state Rep. Tim Briggs has introduced a bill that also would require written clearance for an athlete to return to play. He says he hears "occasional comments that I'm going to scare parents from getting their kids into different sports" — but that's about it as far as naysayers.

In Connecticut, Massachusetts, Missouri and Rhode Island, lawmakers are also looking into enacting return-to-play restrictions.

"We've ignored it for so long and now the baby boomer generation of athletes are coming to middle age and older adulthood and we're seeing the effects that the bodily abuse has had on them over the years," said Missouri Rep. Don Calloway, who filed legislation in his state. "You wonder what we could have done as a society or as leagues or just as citizens to perhaps have prevented some of that stuff."

HIGH SCHOOL SPORTS

Mission Viejo's Johnson top prep football coach

THE ASSOCIATED PRESS

NEW YORK Robert Johnson from Mission Viejo High School in California has been chosen the NFL's high school football coach of the year.

Johnson will receive $5,000 and a trip to the Super Bowl, and a $10,000 grant from the NFL Youth Football Fund will be awarded to his school's football program.

The award was announced Thursday.

Johnson was nominated by Jets quarterback Mark Sanchez and Seahawks defensive end Nick Reed. He was picked from a pool of nominations that came from more than 75 NFL players.

The high school coach of the year award was created in 1995 to honor coaches who made a positive impact on the athletic and personal development of NFL players.

MOVIE TIMES

Aero Theatre
1328 Montana Ave.
(323) 466-FILM

Citizen Cohn (NR) 1 hr 55 min
10:00

AMC Loews Broadway 4
1441 Third Street Promenade

Creation (PG-13) 1hr 48min
11:30 a.m., 2:25, 5:05, 7:45, 10:25

Imaginarium of Doctor Parnassus (PG-13) 2hrs 02min
4:30, 7:30, 10:20

Its Complicated (R) 1hr 54min
1:15, 4:05, 7:00, 9:50

To Save a Life (PG-13) 2hrs
11:05 a.m., 1:50

Up in the Air (R) 1 hr 49 min
11:00 a.m., 1:40, 4:30, 7:15, 9:55

AMC 7 Santa Monica
1310 Third St.
(310) 289-4262

Avatar 3D (PG-13) 2hr 40 min
11:30 a.m., 2:15, 3:15, 6:00, 7:00, 9:50, 10:40

The Tooth Fairy (PG) 1hr 42min
11:20 a.m., 2:10, 4:50, 7:20, 10:00

Edge of Darkness (R) 1 hr 48 min
11:00 a.m., 1:50, 5:00, 8:00, 11:00

When in Rome (PG-13) 1 hr 31 min
11:40 a.m., 2:00, 4:30, 7:10, 9:40

Sherlock Holmes (PG-13) 2hrs 14min
1:30, 4:40, 7:40, 10:50

Legion (R) 1hr 40min
11:50 a.m., 2:30, 5:10, 7:50, 10:20

Laemmle's Monica Fourplex
1332 Second St.
(310) 394-9741

An Education (PG13) 1hr 55min
1:55, 4:40, 7:30, 10:00

The Young Victoria (PG) 1hr 59min
1:20, 4:10, 7:00, 9:40

Crazy Heart (R) 2hr 07min
1:30, 4:20, 7:10, 9:55

A Single Man (R) 1hr 55min
1:40, 4:30, 7:20, 9:50

Mann's Criterion Theatre
1313 Third St.
(310) 395-1599

The Blind Side (PG-13) 2hrs 6min
1:20, 4:20, 7:20, 10:30

Youth in Revolt (R) 1hr 30min
12:50, 3:00, 5:20, 7:40, 9:50

The Book of Eli (R) 1hr 58min
1:00, 3:50, 7:00, 9:10, 10:10

The Lovely Bones (PG-13) 2hrs 15min
1:10, 4:10, 7:10, 10:20

Extraordinary Measures (PG) 1hr 46min
Noon, 2:30, 5:00, 7:30, 10:00

The Spy Next Door (PG) 1hr 32min
11:50 a.m., 2:00, 4:30, 6:50

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

The world is yours, Leo

ARIES (March 21-April 19)

★★★★ Avoid being a terror, so to speak, with someone you are always butting heads with. Why bother? Use your strength and energy appropriately. You could be amazed by what you'll accomplish if you lighten up. The Full Moon could make others a touch wacky! Tonight: Time to let your hair down.

TAURUS (April 20-May 20)

★★★ Home is where the heart is. Most definitely you'll want to consider putting in more time at home by establishing a home office or a home-based business. You could be much happier if you stay closer to a loved one. Tonight: Head home and invite a couple of friends over.

GEMINI (May 21-June 20)

★★★★★ Keep communication going, and you could get much better results. The instinct to lose your temper might be extremely high. Stop and center. Gain a perspective. You could become more accident-prone if you're not careful. Tonight: Hang out.

CANCER (June 21-July 22)

★★★ Curb your possessive side and don't get yourself into any difficulties. Moods definitely impact your decisions far more than you realize. Ask questions and get to the bottom of your own reaction. Listen to feedback with a touch of skepticism. Tonight: Find the right arena in which to go overboard.

LEO (July 23-Aug. 22)

★★★★★ You smile, and another person responds. Listen to feedback from someone you care about. Investigate what is going on with a dear friend. He or she finally might be responsive. Tonight: The world is your oyster.

VIRGO (Aug. 23-Sept. 22)

★★★ Know when to vanish, especially if a key person remains unresponsive. You might not like the way he or she acts. Review a personal matter more closely, as it appears you don't have a handle on what is happening. Tonight: Take your time before you make a decision.

LIBRA (Sept. 23-Oct. 22)

★★★★★ You do best where people are. Sometimes you could be overwhelmed by all the possibilities that head in your direction. Everyone seems to want your time and attention. You seem to be unable to say "no" at the right point! Start practicing, rather than lose your temper. Tonight: Where the gang is.

SCORPIO (Oct. 23-Nov. 21)

★★★★ If you don't handle a key project, it might not ever get done -- not to your specifications. Know when you have had enough and cannot do anymore. Everyone needs free time -- you included. Honor your priorities. Tonight: Changing gears ... leader of the gang.

SAGITTARIUS (Nov. 22-Dec. 21)

★★★★★ Taking an overview is your unique talent. However, to put someone down for not having that ability could be a big error. Realize what is enough. Accept differences in a more gracious manner. Be careful with a trip. You might want to cancel it if you are out of sorts. Tonight: Use that endless ingenuity.

CAPRICORN (Dec. 22-Jan. 19)

★★★★★ Realize that a partner has an idea or project totally locked up. Know that you might want to try to walk on the other side. An issue becomes more apparent. Are you in the midst of a power play? Only you know for sure. Tonight: Togetherness is an A-OK theme.

AQUARIUS (Jan. 20-Feb. 18)

★★★★ Others might seem inordinately challenging. How you deal with this situation could change radically, as you might come to understand where others are coming from. With this identification, a new unity becomes possible. Tonight: Go with the flow.

PISCES (Feb. 19-March 20)

★★★★★ Be willing to break past restrictions and understand what makes someone tick. You might not always understand why this particular associate acts a certain way. Try being a bit more understanding. Walk in his or her shoes. Tonight: Choose relaxing.

Happy birthday

This year, work on being nonreactive. You often make snap judgments, which more often than not have been right-on. Use more caution, as others might be projecting a lot of their stuff onto you. Consider your own reactions more carefully. Others will need to know where you are coming from more frequently. If you are single, you draw many people like a magnet. Choosing the right person takes talent. Trust in your abilities. If you are attached, the two of you will witness much more passion -- negative and positive. LEO reads you clearly.

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

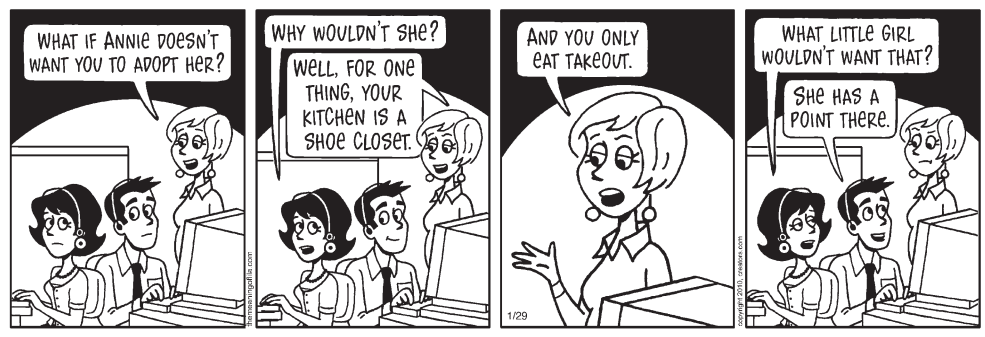
Girls and Sports

By Justin Borus and Andrew Feinstein



The Meaning of Lila

By John Forgetta & L.A. Rose



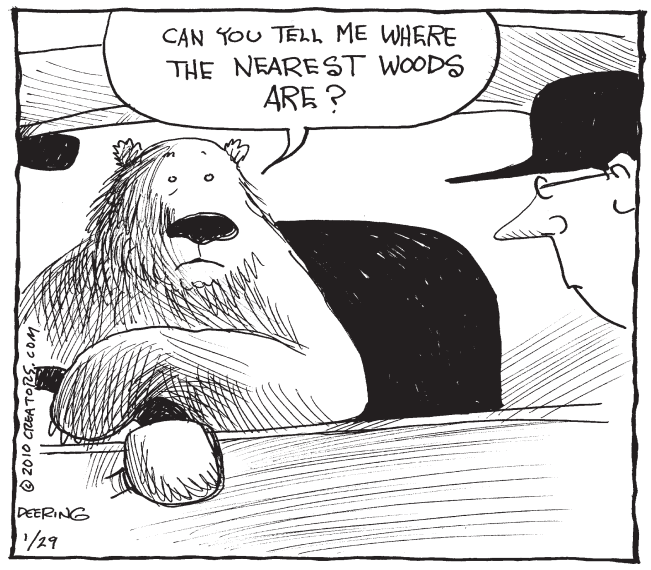
Garfield

By Jim Davis



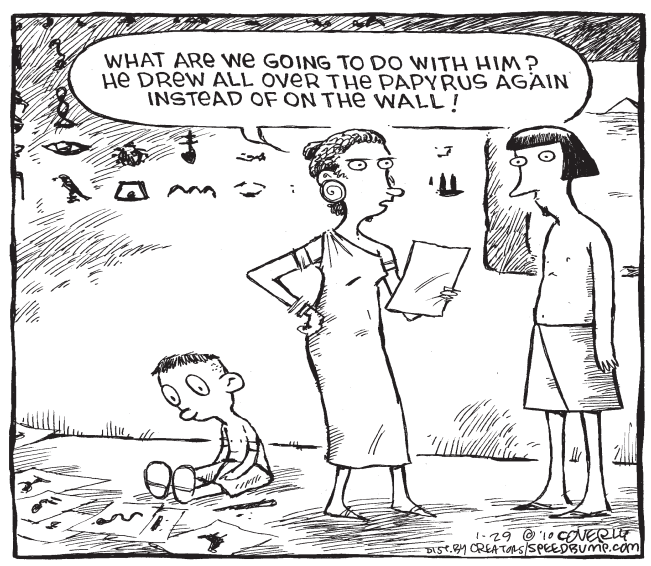
Strange Brew

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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 ★★★★

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

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

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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*.

CROSSWORD

By THOMAS JOSEPH

ACROSS

1 Wineglass parts
6 Up to now
11 Fresh
12 — Island
13 Peace goddess
14 Blush's kin
15 Signer's need
16 Visits
18 Memorable time
19 Utter
20 "You there!"
21 Historic seamstress
23 Really like
25 Charlotte made one
27 Old French coin
28 Viola's cousin
30 Avenue liners
33 Holds
34 Go astray
36 Scottish river
37 Deadlock
39 Shoe hue
40 Cold forecast
41 Chili need
43 Give addresses
44 J.R.'s mother
45 Starkers
46 Cared for

DOWN

1 Hidden shooter
2 Bullfight star
3 Right now
4 Fellows
5 Some coasters
6 Gullies
7 Mall unit
8 Words to a pot calling the kettle black
9 More avant-garde
10 Minuscule
17 Cloth scrap
22 Poivre's partner
24 Rival
26 Holy
28 Shot taker
29 Hosp. areas
31 Nasty sort
32 Detected
33 Make passes at
35 Yankee's foe
38 Poker payment
42 Quarterback Manning

T	A	B	S	■	■	S	H	O	E	S
E	R	I	E	■	S	T	E	L	L	A
M	I	N	E	■	L	A	I	D	I	N
P	A	D	D	L	I	N	G	■	■	■
■	■	■	P	I	D	D	L	I	N	G
G	O	H	O	M	E	■	■	B	O	A
A	B	I	D	E	■	P	E	E	V	E
S	O	N	■	■	M	E	N	T	A	L
P	E	D	D	L	I	N	G	■	■	■
■	■	■	P	U	D	D	L	I	N	G
A	D	U	L	T	S	■	I	S	E	E
M	I	N	U	E	T	■	S	L	A	T
A	M	I	S	S	■	■	H	E	R	S

Yesterday's answer

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1	2	3	4	5	■	6	7	8	9	10
11					■	12				
13					■	14				
15			■	16	17					
18			■	19			■	20		
21			22	■	23		24			■
■	■	25		26	■	27			■	■
	28				29	■	30		31	32
33			■	34		35	■	36		
37			38				■	39		
40					■	41	42			
43					■	44				
45					■	46				

1-29

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Meganumber: 22
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SUPER LOTTO PLUS: 2 17 40 44 46
Meganumber: 11
Jackpot: $16M

Fantasy 5: 15 21 33 36 39

DAILY 3: MIDDAY: 2 6 8
EVENING: 9 4 5

DAILY DERBY:
1st: 09 Winning Spirit
2nd: 01 Gold Rush
3rd: 05 California Classic
RACE TIME: 1.42.01

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NEWS OF THE WEIRD
BY CHUCK SHEPARD

■ Scottish sculptor Kevin Harman was fined the equivalent of about $325 in November for vandalizing the Collective Gallery in Edinburgh by smashing a metal scaffolding pole through a gallery window. Harman insisted that the incident was actually "art," in that it was part of a video for a project at the Edinburgh College of Art and that Harman had immediately paid to replace the window. However, it was not "art" to the gallery's management, which pressed charges. Harman, according to London's The Guardian, said he was less distressed by the fine than by the gallery's insulting his art by calling it vandalism.

■ Although the U.S. military stateside can direct a drone aircraft halfway around the world to deliver bombs mostly on highly specific targets in Iraq, the Pentagon acknowledged in December that even after six years of war, its signals to the drone are still not encrypted. Thus, Iraqi insurgents can pinpoint drone locations merely by using ordinary computer programs like SkyGrabber, which is widely available from software retailers for about $25. U.S. officials admitted that the software could make it easier for insurgents to anticipate the timing and location of attacks.

■ Afghanistan and Pakistan continue to be dangerous for blundering insurgents. In January, 14 suspected Taliban terrorists accidentally blew themselves up in Kunduz province while riding a bus carrying bombs to an intended target. And in Karachi, Pakistan, two days later, eight suspected terrorists accidentally blew themselves up while handling bombs in their "safe house."

TODAY IN HISTORY

1900 The American League is organized in Philadelphia, Pennsylvania with 8 founding teams.

1916 World War I: Paris is first bombed by German zeppelins.

1936 The first inductees into the Baseball Hall of Fame are announced.

1944 World War II: The Battle of Cisterna takes place in central Italy.

WORD UP!

machination \mack-uh-NAY-shuhn; mash-\ , noun; 1. The act of plotting. 2. A crafty scheme; a cunning design or plot intended to accomplish some usually evil end.

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FICTITIOUS BUSINESS NAMES STATEMENT FILE NO. 20091987668 FIRST FILING. The following person(s) is (are) doing business as ORLY'S CATERING, 1205 S. SHENANDOAH ST., #302, LOS ANGELES, CA 90035. The full name of registrant(s) is/are : DAVID LEINER, 1205 S. SHENANDOAH ST., #302, LOS ANGELES, CA 90035 This Business is being conducted by, an individual. Signed: Registrant has not yet begun to transact business under the fictitious name or names listed herein.. /s/: DAVID LEINER
This statement was filed with the County Clerk of LOS ANGELES County on 12/30/2009. NOTICE: THIS FICTITIOUS BUSINESS NAME STATEMENT EXPIRES FIVE YEARS FROM THE DATE IT WAS FILED IN THE OFFICE OF THE COUNTY CLERK. A NEW FICTITIOUS BUSINESS NAME STATEMENT MUST BE FILED PRIOR TO THAT DATE. The filing of this statement does not of itself authorize the use in this state of a fictitious business name statement in violation of the rights of another under federal, state, or common law (see Section 14411et seq.,Business and Professions Code). SANTA MONICA DAILY PRESS to publish 1/29/2010, 2/5/2010, 2/12/2010, 2/19/2010

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OLYMPUS
FE-46 KIT $89*



12.0 MP
W/ CASE, STORAGE BOX AND 64 PACK OF CRAYONS
5X OPTICAL ZOOM, TRACKS UP TO 16 FACES, DIGITAL IMAGE STABILIZATION. CAMERA INCLUDES OLYMPUS USA 1 YR. LMTD. WAR. / REG. *YOU PAY $109 LESS $20 INSTANT SAVINGS

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EX S5 $99*



10.0 MP
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10-MEGAPIXEL, 3X OPTICAL ZOOM, 2.7" WIDESCREEN LCD, DYNAMIC PHOTO FUNCTION, HD MOVIE FUNCTION, CAPTURE IMAGES TO SD/SDHC MEMORY CARDS. CAMERAS INCLUDE CASIO USA 1 YR. LMTD. WAR. / REG. *YOU PAY $129 LESS $30 INSTANT BEL AIR SAVINGS

CASIO
EX-Z450 $159*



12.1 MP
INCLUDES CASE AND FLEXPOD TRIPOD
3.0-INCH SUPER CLEAR LCD MONITOR, 28-MM WIDE ANGLE (35 MM FILM CAMERA EQUIVALENT) TO 4X OPTICAL ZOOM, INTELLIGENT AF, 550 SHOTS ON A SINGLE FULL CHARGE. CAMERAS INCLUDE CASIO USA 1 YR. LMTD. WAR. / REG. *YOU PAY $199 LESS $40 INSTANT BEL AIR SAVINGS

Leica D-LUX 4 **$699**
WIDE ANGLE ZOOM



10.1 MP
5X LEICA DC VARIO-ELMARIT ZOOM LENS, 3" LCD DISPLAY, AUTOMATIC SCENE RECOGNITION, PHOTO AND FILM MODE CAMERAS INCLUDE LEICA USA 3 YR. LMTD. WAR. / REG.

SONY
Cyber-shot W230 **$159**



12.1 MP
2.7" LCD, 4X OPTICAL ZOOM, SMILE SHUTTER, IMAGE STABILIZATION. CAMERA INCLUDES SONY USA 1 YR. LMTD. WAR. / REG.

SONY
Cyber-shot W290 **$189**



12.1 MP
12.1 MP, 5X WIDE ANGLE (28MM) ZOOM, 3" BRIGHT LCD, ZEISS OPTICS. CAMERA INCLUDES SONY USA 1 YR. LMTD. WAR. / REG.

Panasonic
DMC-ZS1 **$249**



10.1 MP
10.1 MEGAPIXEL, INTELLIGENT AUTO MODE, LEICA DC VARIO-ELMAR LENS, VENUS ENGINE IV. INCLUDES PANASONIC USA 1 YR. LMTD. WAR. / REG.

Panasonic
DMC-ZS3 **$289**



10.1 MP
10MP DIGITAL CAMERA WITH 12X WIDE ANGLE MEGA OPTICAL IMAGE STABILIZED ZOOM AND 3 INCH LCD. SHOOTS AVCHD VIDEO CAMERA INCLUDES PANASONIC USA 1 YR. LMTD. WAR. / REG.

FLIP UltraHD CAMCORDER **$169**



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FLASH MEMORY CAMCORDER, 3.89 MPX CMOS IMAGE SENSOR, UP TO 24MBPS, 15X HD VIDEO LENS, FACE DETECTION, OPTICAL IMAGE STABILIZATION. CAMERA INCLUDES CANON USA 1 YR. LMTD. WAR. / REG. *YOU PAY $749 LESS $200 INSTANT SAVINGS

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10.2 MP
10.2-MP DX-FORMAT SENSOR, 3 FPS CONTINUOUS, 3-INCH COLOR LCD MONITOR, PROVIDES JPEG AND RAW. *YOU PAY $749 LESS $100 INSTANT SAVINGS

D5000 2 LENS OUTFIT W/NIKKOR 18-55MM VR & 55-200MM DX **$849***



10.2 MP
720P HD MOVIE, ONE-BUTTON LIVE VIEW, 4 FRAMES PER SECOND, VARI-ANGLE 2.7-INCH COLOR LCD MONITOR *YOU PAY $949 LESS $100 INSTANT SAVINGS.

Nikon Authorized Dealer
CAMERAS INCLUDE NIKON USA 1 YR. LMTD. WAR.

Canon XSi ZOOM OUTFIT W/ 18-55MM IS & FREE 4GB **$599**



12.1 MP
LIVE VIEW FUNCTION, 3.0-INCH LCD MONITOR, FULL HD VIDEO CAPTURE UP TO 1920 X 1080, INTEGRATED CLEANING SYSTEM. CAMERAS INCLUDE CANON USA 1 YR. LMTD. WAR. / REG.

Canon T1i ZOOM OUTFIT W/ 18-55MM IS & FREE 4GB **$749***



15.1 MP
DIGIC 4 IMAGE PROCESSOR, 3.0" CLEAR VIEW LCD, FULL HD VIDEO CAPTURE UP TO 1920 X 1080, HDMI PORT CAMERAS INCLUDE CANON USA 1 YR. LMTD. WAR. / REG. *YOU PAY $799 LESS $50 INSTANT SAVINGS

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A BARGAIN!



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