

Santa Monica Daily Press

A newspaper with issues



NEWS OF THE WEIRD by Chuck Shepard

MORE THINGS TO WORRY ABOUT

■ More third-world visitors arrived at Western airports illegally carrying in their luggage indigenous meats destined for family festivals. A 48-year-old woman from Gambia was arrested at Gatwick airport in England with 13 pounds of goat and snail meat and 172 pounds of catfish (March), and at Atlanta's Hartsfield-Jackson airport, a whole smoked monkey was confiscated from a woman arriving from Cameroon for a wedding reception. A U.S. Fish and Wildlife Service official said these airport seizures are "only the tip of the iceberg" of the illegal importing of traditional meats.

■ The Trufresh company (Suffield, Conn.) said in March that its method of freezing lobsters for restaurants has resulted in a few lobsters, frozen stiff for hours at a time, reviving on their own. (The company ships all frozen lobsters with claws banded, just in case.) (2) A photo technician at a CVS drugstore in Advance, N.C., notified police in March when someone dropped off film showing two male employees of a local Wendy's, in bathing suits, frolicking in the restaurant's pots-and-pans dish-washing sink.

QUOTE OF THE DAY

"I think that gay marriage should be between a man and a woman."
— Arnold Schwarzenegger

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City settles suit over housing to 'stop the meter'

BY CAROLYN SACKARIASON

Daily Press Staff Writer

CITY HALL — The City of Santa Monica has settled a lawsuit that forbids local government from denying housing projects based on whether they fit in with a neighborhood.

Under the agreement, city officials reserve the right to still argue the case in court when lawyers try to make City Hall pay their attorney fees, which could be hundreds of thousands of dollars.

City officials maintain that they comply with a state law that forbids cities from denying market-rate housing projects based on subjective findings, and as a result, it's a non-issue.

"I think we are following the law, and I don't think there is a dispute," said City Attorney Marsha Moutrie. "The question of whether there was a controversy will be decided in the context of attorney fees. I don't think we should have to pay attorney fees."

The Santa Monica Housing Council and the California Housing Council filed a joint lawsuit against City Hall in 2002 because they believe the city violates state law when it denies housing projects that otherwise conform to zoning codes for not being compatible with surrounding buildings.

Santa Monica Superior Court Judge Linda Lefkowitz also agreed that there was no controversy when the case

See HOUSING, page 6

Feelin' groovy



Alejandro Cesar Cantarero II/Daily Press
Revelers get their groove on Sunday on the Santa Monica Pier, enjoying the rhythms of Coastal Soul, a Latin music group taking part in the continuing Sunday free concert series.

Surf's up despite troubled waters

BY MATT SEDENSKY
Associated Press Writer

KAHANA, Hawaii — Sam George can't believe the audacity of surfers who seem to return to the water as soon as the blood of a shark attack dissipates — even though he's one of them.

"Once the blood cleared and the paramedics got off the beach," said George, a San Clemente, Calif.-based editor of Surfer magazine. "I'm as silly as the rest."

In Hawaii, 57-year-old surfer Will McInnis was killed by a shark April 7 off Maui's western shore, the first confirmed shark fatality in the state in nearly a dozen years.

Police also were investigating the possibility of a shark attack in the disappearance of another surfer, Courtney Marcher, 22. Her board was found with its leash severed the same day McInnis was attacked, but more than 100 miles away, off Oahu's North Shore. She had disappeared from a North Shore surf spot known as Velzyland on April 4.

The aftermath of McInnis' death was typical of shark attacks in this state where surfing was born: Surfers were undeterred.

"It certainly makes you think about it," said Barry Cox, 50, of Jackson, Wyo., who surfed the day of the shark attack and the next day, at Honolua Bay. But, he added: "If there's waves there, you've got to go ride them."

Cox's rationale is echoed by surfer after surfer. They say a good wave is rare, so fear can't

See SURF, page 6



Community profiles is a weekly series that appears each Monday and delves into the people who live, work and play in Santa Monica.



A blue-collar hitcher turned political force

BY JOHN WOOD

Daily Press Staff Writer

The man widely known as the father of Santa Monica's political ruling party was a blue-collar kid from Minnesota who lit wrecked cars on fire in his backyard for fun.

Denny Zane, 56, was one of four sons to an aircraft mechanic, welder and steel worker who met his bride while serving with the Army in World War II. She also was enlisted.

Zane credits his mother for helping shape his liberal beliefs. He says it was her influence, coupled

with his blue-collar roots, anti-war activism and study of ethics that launched him into politics.

As founder and co-chair of Santa Monicans for Renters Rights, which celebrated its 25-year anniversary on Saturday, Zane has been a key player behind the driving force of Santa Monica politics. In addition, the former mayor and city councilman consults on issues ranging from air quality to transportation.

Married for 30 years with a 7-year-old son,

See PROFILES, page 7

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Eddie Guerboian



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Sag, put your feet up tonight

JACQUELINE BIGAR'S STARS

The stars show the kind of day you'll have:

★★★★★-Dynamic ★★★★★-Positive ★★★-Average
★★-So-so ★-Difficult



ARIES (March 21-April 19)
★★★★★ A Solar Eclipse in your sign pushes the issues of relationships and independence forward. Growth within your personal relationships will begin in the next six months. You might experience a setback or two, but you'll end up quite happy. Tonight: Balance your budget.

TAURUS (April 20-May 20)
★★★★★ You experience a sense of depletion and fatigue early today, but by midafternoon, the Sun moves into your sign, energizing the Bull. You meet hurdles with ease. Follow the unexpected path to success. A meeting has a unique quality. Tonight: Do what you want. Quit catering to others.

GEMINI (May 21-June 20)
★★★★★ Aim for what you want early in the day. Though you might not get a straight answer immediately, know that your situation will transform in the next six months. Romance and relationships could become exciting. Tonight: Slow down and rest. Everyone needs a timeout.

CANCER (June 21-July 22)
★★★★★ Events propel you into the limelight. Though you might prefer not to assume this responsibility, you will anyway. The work arena could become intense and demanding. You can turn failure around into good news. Remember that today. Tonight: A meeting proves to be important.

LEO (July 23-Aug. 22)
★★★★★ What appears to be a smashing idea today could go up in smoke before you realize it. Be open to a boss's perspective as well as the perspective of experts. You are only making your project more complete, thus more successful. Express an openness to suggestions. Tonight: Work as late as need be.

VIRGO (Aug. 23-Sept. 22)
★★★★★ Deal with a partnership directly. You might not be comfortable with everything that comes up, but know that you will have to deal with these issues. Detach and seek out experts in the next few weeks. Once more, you prove to be a winner. Tonight: Start researching a project....

LIBRA (Sept. 23-Oct. 22)
★★★★★ Put on your brainstorming hat and know that you are the source for solutions. Success arrives when you work with individuals rather than groups. A partner or associate gives you enormous insight into an emotional and/or financial matter. Tonight: Be happy with that special person.

SCORPIO (Oct. 23-Nov. 21)
★★★★★ You might be a little tired, and acknowledging that fact might be the best way to go. A change in routine or your work could help you revive your energy. Partners start seeking you out. Decide who and where. Tonight: Go with a spontaneous invitation.

SAGITTARIUS (Nov. 22-Dec. 21)
★★★★★ Let go of a problem and let events just happen. You might not have the control you want, but know that you are in control of yourself. Emphasize work and accomplishment. Unexpected developments and realizations toss in a new perspective. Tonight: Put your feet up.

CAPRICORN (Dec. 22-Jan. 19)
★★★★★ You come to a strong realization that events surrounding your domestic life will change in the near future. Do not project, just go with the flow. Emphasize creativity, romance and greater enjoyment of life. Tonight: Let your hair down.

AQUARIUS (Jan. 20-Feb. 18)
★★★★★ A fast-moving pace might cause you more problems than you wish to deal with. You will have time to adjust. Rome was not built in a day. Emphasize security and maintaining a low profile. Extra work goes home. Tonight: Take it easy. Don't play superman or superwoman.

PISCES (Feb. 19-March 20)
★★★★★ Know that you might be hitting a hard spot financially in the next few months. Someone does care, though he or she treads very carefully. You will need to encourage this person, as he or she is shy. Build a friendship first. Tonight: Hang out....



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Unforgettable Evening with Sri Sri Ravi Shankar Wisdom* Meditation* Music*

His Holiness Sri Sri Ravi Shankar, founder of what's been called the fastest growing spiritual practice in the world, will make a rare public appearance at UCLA, Royce Hall. A noted speaker, he has addressed the United Nations, the World Economic Forum, the European Parliament. His broad message of love, compassion, practical wisdom and service has inspired over twenty million people around the globe. Known for blending humor with wisdom, his appearance will take the form of a reflective dialogue so that participants should come away with the satisfaction of having heard him address their personal concerns.

Abroad he draws as many as half-million people to a single talk, making this a special opportunity to interact with him. Sri Sri says "if any part of the world is ignorant, impoverished, or uncivilized then there is danger to every other part of the world. The time has come for humanity to focus on values that are common to all traditions, rather than symbols and customs".

April 22nd, 7:30pm at UCLA Royce Hall

Limited seats available call now for tickets:
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LOCAL



COMMUNITY BRIEFS

Even a little dog has its day

By Daily Press staff

Partying in Santa Monica has gone to the dogs.

Guardians of small dogs and their four-legged wards are invited to the first-ever "Small Dog Park Party," to be held April 25 from noon to 3 p.m. in the newly designated "small dog area" of Joslyn Park, located on Seventh Street between Strand and Kensington in Ocean Park. Admission is free.

Costumes (on the dogs) are optional — but strongly encouraged. There will be a lot of dog games, contests and prizes. Complimentary digital photos of the pups will be snapped, catching them in the act of whatever, and local canine mentalist "Madame Georja" will read paws. Santa Monica Mayor Pro Tem Kevin McKeown will make an appearance and will be presented with a "Champion of Dogs" award by grateful canines.

Entrance to the small dog area is at the southeast corner of the park. Once inside the fenced area, dogs may run off leash as long as their guardians keep a watchful eye. To assure an orderly event — no food, drink or dog treats are permitted inside the park. To attend, each dog must be licensed in Santa Monica.

The party is being hosted by an ad-hoc grass-roots group of small dog guardians in our community who are elated and thankful that the city of Santa Monica has designated this area for the enjoyment and protection of small dogs — under 25 pounds. This new fenced area is being provided by the city on a provisional basis. The party is being offered to promote the park's enthusiastic and frequent use, as well as to give the guardians and their dogs an opportunity to "meet up" and have fun.

Fiesta time in Canyon country

By Daily Press staff

Spend a magical day near the beach at Canyon Charter School's 110th Annual Fiesta and Silent Auction, scheduled for April 25, from 10 a.m. to 4 p.m. at 421 Entrada Dr.

Throwing a carnival is a time-honored tradition at the school because Fiesta dates to 1894. Back then, the library was a one-room schoolhouse on the Marquez family land grant. Fiesta now symbolizes the celebration of Canyon's rich Latin heritage. It also is how this highly ranked public school raises funds to enhance the instructional program with additional activities.

Attendees can dance the day away to Mariachis and chomp down on Corn Maiden tamales. The playground will be transformed into an amusement park. The rides include a giant 45-foot ferris wheel, a roller coaster, super spinning slime buckets and an inflatable rat race obstacle course. There also will be game booths like scoop the frogs, mini basketball and a suction dart board. Other favorites include a water balloon toss and a cake walk, where winners take home desserts. Children can redeem their game tickets for prizes, so no one leaves empty-handed.

Shoppers can flip for prizes of their own as Canyon's newly refurbished auditorium plays host to a silent auction. With an array of over 500 items priced as low as \$5 to a high of \$5,000, there is literally something for everyone, organizers said. Items such as two passes to the Hollywood premiere of "Spiderman 2," a week at a beach resort in Cancun, Mexico, and a backstage tour of Nickelodeon's animation studio will be available to bid on. Other items include fancy hotels, cruises, local restaurants, gift baskets, signed movie, music and sports memorabilia, concert tickets and goodies for the kids.

Admission is free. Parking, including shuttle service to the school, is available at Marix Restaurant, 118 Entrada Dr. For more information, call (310) 454-2566, (310) 821-2221, (310) 399-2121 or Canyon Charter School (310) 454-7510.

surf report

Look for 2-3 ft., knee- to chest-high sets occasionally reaching up to 4 ft. Fair conditions.

Outlook: A combination of NW wind swell and southerly Southern Hemi holds fairly steady into Monday, then backs down on Tuesday. More WNW and SW swell will be on tap by the middle of the week. Monday's swell blend will back off a bit by Tuesday for a slow drop in size during the morning.

Write us at wood@smdp.com and tell us what the surf is doing today at your local break.

Today the water is:

62°

	LOW TIDES				HIGH TIDES			
	Morning	Height	Evening	Height	Morning	Height	Evening	Height
SATURDAY	8:45	-0.3	7:04	2.8	12:45	5.4	4:22	3.0
SUNDAY	10:16	-0.3	9:28	3.1	1:57	5.0	6:09	3.4
MONDAY	11:34	-0.4	11:30	2.7	3:36	4.8	6:55	3.8
TUESDAY	NA	NA	12:33	-0.5	5:11	4.8	7:27	4.2
WEDNESDAY	12:41	2.1	1:18	-0.5	6:24	4.9	7:56	4.6
THURSDAY	1:32	1.4	1:55	-0.4	7:21	5.0	8:22	4.9
FRIDAY	2:15	0.9	2:27	-0.2	8:09	4.9	8:47	5.2

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The Q Line

This past weekend marked the 25th anniversary of Santa Monicans for Renters' Rights, the city's most powerful political party. Its membership is broad and its leaders have been regarded as the forefathers of Santa Monica politics.

The left-leaning SMRR has dominated the City Council for years and has largely shaped life here through local government policies. And while it was built on securing rent control for Santa Monica citizens, that effort was wiped away decades ago

through a state law that all but abolished how apartment prices are regulated here.

Some wonder what SMRR's current purpose is and in the future.

So this week, Q-Line wants to know, "What should SMRR focus on now?"

Call (310) 285-2106 with your responses before Friday at 5 p.m. We'll print them in the weekend edition. Please limit your comments to a minute or less. It might help to think first about the wording of your response.



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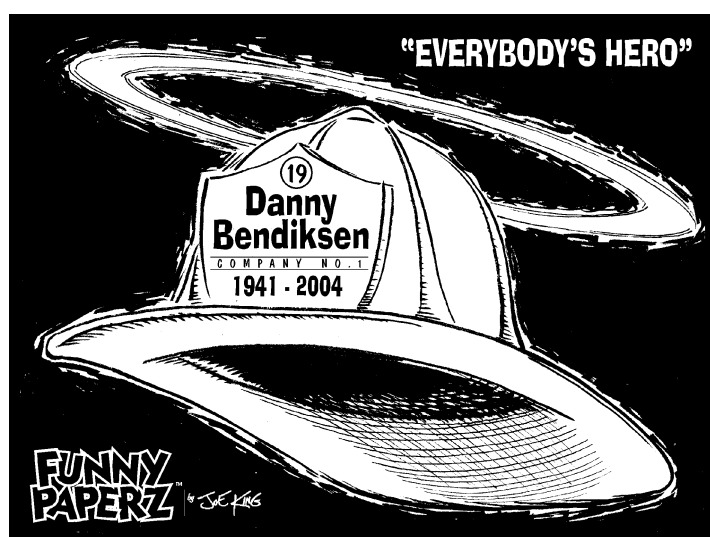
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LETTERS



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Date debate taxing his mind

Editor:

(A recent) story (SMDP, April 15, page 1) states that income taxes have been due on April 15 for 91 years. This is not true. I can remember when taxes were due on March 15 and I am not 91 years old.

In 1954, Congress amended the tax law and changed the date from March 15 to April 15 to give the taxpayer more time to prepare their tax returns.

Ron Atchley
Santa Monica

Governor no man of the people

Editor:

During the Passover and Easter season, when people's hearts turn toward the profound messages of hope and peace from two prophetic traditions, one wonders what to make of the thousands of homeless, and untold thousands more who face terrible times as a result of state budget cuts proposed by the governor, who vacationed with his family at an exclusive resort where the most expensive suite is \$8,500 per night.

That we are not outraged at such distorted and obscene priorities is yet another example of how desensitized we have become to the injustice and misery all around us.

John Marciano
Santa Monica

Truth about Bush is disarming

Editor:

In last Tuesday's press conference, President Bush once again made the case for attacking Iraq based on the fundamental dual premise that "Saddam Hussein was a threat" and that "The United Nations passed a Security Council resolution unanimously that said, disarm or face serious consequences. And he refused to disarm."

Just what does Bush mean by saying Saddam Hussein "refused to disarm?" All through the final rounds of U.N. inspections, Saddam claimed he had disarmed. Understandably, Bush didn't believe him. Then Saddam's top military brass and scientists claimed he had disarmed. Understandably, Bush didn't believe them either. Then Hans Blix, the lead weapons inspector for the U.N., said Saddam had disarmed. Bush didn't believe him. Finally, our own lead weapons inspector, David Kay, said Saddam had disarmed. And Bush didn't believe him.

Since there were no arms to be found once we'd invaded Iraq, there would seem to be only one inescapable conclusion: Saddam had, in fact, disarmed. There is apparently only one person in the world who believes otherwise.

And it is not I.

David Stoughton
Santa Monica

If environmentalism succeeds, it will make human life impossible

Earth Day approaches, and with it a grave danger faces mankind. The danger is not from acid rain, global warming, smog, or the logging of rain forests, as environmentalists would have us believe. The danger to mankind is from environmentalism.

The fundamental goal of environmentalism is not clean air and clean water. Rather, it is the demolition of technological/industrial civilization. Environmentalism's goal is not the advancement of human health, human happiness and human life. Rather, it is a subhuman world where "nature" is worshipped like the totem of some primitive religion.

In a nation founded on the pioneer spirit, environmentalists have made "development" an evil word. They inhibit or prohibit the development of Alaskan oil, offshore drilling, nuclear power — and every other practical form of energy. Housing, commerce, and jobs are sacrificed to spotted owls and snail darters. Medical research is sacrificed to the "rights" of mice. Logging is sacrificed to the "rights" of trees.

No instance of the progress that brought man out of the cave is safe from the onslaught of those "protecting" the environment from man, whom they consider a rapist and despoiler by his very essence.

Nature, they insist, has "intrinsic value," to be revered for its own sake, irrespective of any benefit to man. As a consequence, man is to be prohibited from using nature for his own ends. Since nature supposedly has value and goodness in itself, any human action that changes the environment is necessarily immoral. Of course, environmentalists invoke the doctrine of intrinsic value not against wolves that eat sheep or beavers that gnaw trees — they invoke it only against man, only when man wants something.

The ideal world of environmentalism is not 21st Century Western civilization. It is the Garden of Eden, a world with no human intervention in nature, a world without innovation or change, a world without effort, a world where survival is somehow guaranteed, a world where man has mystically merged with the "environment." Had the environmentalist mentality prevailed in the 18th and 19th centuries, we would have had no Industrial Revolution, a situation that consistent environmentalists would cheer — at least those few who might have managed to survive without the life-saving benefits of modern science and technology.

The expressed goal of environmentalism is to prevent man from changing his environment, from intruding on nature. That is why environmentalism is funda-

mentally anti-man. Intrusion is necessary for human survival. Only by intrusion can man avoid pestilence and famine.

Only by intrusion can man control his life and project long-range goals. Intrusion improves the environment, if by "environment" one means the surroundings of man — the external material conditions of human life. Intrusion is a requirement of human nature. But in the environmentalists' paean to "nature," human nature is omitted. For environmentalism, the "natural" world is a world without man. Man has no legitimate needs, but trees, ponds and bacteria somehow do.

They don't mean it? Heed the words of the consistent environmentalists. "The ending of the human epoch on Earth," writes philosopher Paul Taylor in *Respect for Nature: A Theory of Environmental Ethics*, "would most likely be greeted with a hearty 'Good riddance!'" In a glowing review of Bill McKibben's *The End of Nature*, biologist David M. Graber writes (*Los Angeles Times*, Oct.

29, 1989): "Human happiness (is) not as important as a wild and healthy planet ... Until such time as *Homo Sapiens* should decide to rejoin nature, some

of us can only hope for the right virus to come along." Such is the naked essence of environmentalism: It mourns the death of one whale or tree but actually welcomes the death of billions of people. A more malevolent, man-hating philosophy is unimaginable.

The guiding principle of environmentalism is self-sacrifice, the sacrifice of longer lives, healthier lives, more prosperous lives, more enjoyable lives, i.e., the sacrifice of human lives. But an individual is not born in servitude. He has a moral right to live his own life for his own sake. He has no duty to sacrifice it to the needs of others and certainly not to the "needs" of the nonhuman.

To save mankind from environmentalism, what's needed is not the appeasing, compromising approach of those who urge a "balance" between the needs of man and the "needs" of the environment. To save mankind requires the wholesale rejection of environmentalism as hatred of science, technology, progress, and human life. To save mankind requires the return to a philosophy of reason and individualism, a philosophy that makes life on earth possible.

(Dr. Berliner is a member of the board of directors of the Ayn Rand Institute (www.aynrand.org) in Irvine. The Institute promotes the philosophy of Ayn Rand, author of *Atlas Shrugged* and *The Fountainhead*.)

Guest Commentary

By Michael S. Berliner, Ph.D.

Opinions expressed are those of the writer and do not necessarily reflect those of the Santa Monica Daily Press staff. Guest editorials from residents are encouraged, as are letters to the editor. Letters will be published on a space-available basis. It is our intention to publish all letters we receive, except those that are libelous or are unsigned. Preference will be given to those that are e-mailed to sack@smdp.com. All letters must include the author's name and telephone number for purposes of verification. Letters also may be mailed to our offices located at 1427 Third Street Promenade, Suite 202, Santa Monica, 90401, or faxed to (310) 576-9913. All letters and guest editorials are subject to editing for space and content.

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OPINION



Falling in love is easy when you have an escape route



HIP TO BE SQUARE

By Caroline Bodkin

Julia is a mover, a pick-up-and-goer. She's covered the map as a traveler and since gaining her 18-year-old independence, has taken full advantage of being able to pick up and leave any place at any time.

Granted, it's in her blood. Julia's lived in 10 different countries, speaks five languages and wants to start her own NGO ASAP. Her mother's Swedish, her father's American and her sister's living in Uganda. Julia's been exploring the world since she was born. Her impulse to seek out new territory comes mostly from a deep love of learning and a curiosity about the world. But there's something else.

Does she keep trekking in the name of new cuisine, better opportunities and stronger resume builders? Or is there some other quest steaming her ever-moving engine?

I think our generation is pick-up-and-

go happy. When things aren't just as we'd pictured them, when interests take us elsewhere, when boredom sets in, when passions push us, we move. We go away for college, then on to the big city, on again to another. We move in search of more fulfillment, deeper happiness, the ultimate challenge, but often remain unfulfilled no matter how far we go.

What are we trying to find? If we found it, would we stay put? Do places and events challenge us, or do we, ultimately, challenge ourselves?

"Will I ever stick around one place long enough to fall in love?" is what Julia asked us last night when we were discussing her impending departure from Scotland. She was impatient, saddened but honestly asking for an answer.

I'm spending this week in Scotland reuniting with the two women I befriended during my semester abroad four years ago. Julia, our host, is getting her master's degree in international health and development at a university here.

She asked, "How could I be open to falling for someone if I'm always planning on moving? Maybe I'm not ready to fall for anyone and moving helps me avoid it." Julia's had boyfriends in France, Spain, Greece, Scotland, Berkeley ... I can't keep

track of who's taken her heart most recently. But I have started to see a pattern.

The constant movement gives her a way out when things heat up.

It's easy to fall for someone when you've got your departure ticket. Falling in love with someone you can't run away from is true risk. Falling in love and then seeing it through is the challenge of a lifetime.

We keep moving and claim it's in search of new challenges, but are we really avoiding the biggest challenge of our lives?

Everyone knows good relationships involve compromise. Julia knows this, and still she fears forgoing any goal for the sake of one. That's what she says. So I had to ask, "But what if you find that person? The one who so captures your attention that leaving can't be considered anything but running?" Is that person a good enough reason to stay somewhere? Julia, is that person the challenge you're really looking for? Better than the next city, better than the new job? Would you stay? Are you running to challenges or running from them? If you found that person, could you challenge yourself to see it through?

She waves her hand, "Would I stay?" The question hangs in the air.

I think about my own situation: Would I still be in my city if I hadn't found my rela-

tionship? Maybe not — and there was a time I would have balked at such a thought, believing that "staying" somewhere for a guy was weak or undetermined.

But I don't believe that anymore.

I believe that for the right person, at the right time, it's worth it. Not only is it worth it, it's necessary. A few minutes pass, then Julia looks at me and says, "I guess I would stay. I know I would. I think it's what I'm looking for."

You can spend your life looking for one thing, really hoping to find something else. I guess even the most experienced explorers get nervous when they realize they're in search of love.

Julia looked at me this morning, still thinking, seeming somewhat relieved and said she thought she was ready to stick to something, stay somewhere. She said she wanted to move back to the United States for a good while. To start a career, to live in a neighborhood, be a neighbor, maybe fall in love and be there to face that challenge.

She's been training for it all of her life, and I think if she's open to it, she certainly will.

(Caroline Bodkin lives in Los Angeles and wonders daily if she'll miss her calling. You can e-mail her at hiptobesquare-bodkin@yahoo.com)

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Law firm will go after City Hall for attorney fees

HOUSING, from page 1

was first heard early last year. But then attorneys from Harding, Larmore, Kutcher & Kozal provided specific examples of projects turned down by City Hall, which kept the case alive. The case was set to go to trial on May 10, said Ken Kutcher, a partner in the Santa Monica-based law firm, which argued the case for the housing councils.

City officials say they rarely deny projects or reduce the number of units in a building based on aesthetics or neighborhood compatibility.

"But the problem has always been the threat," Kutcher said. "(Developers) will roll over because they can't afford to litigate and they don't have the time, but now they can't threaten anyone."

The state law to which the lawsuit refers has existed for many years, and was initially enacted to prevent cities from excluding affordable housing from being built. However, Moutrie has said in the

past that that is hardly the case in Santa Monica, where the City Council has long had an aggressive policy toward building more affordable housing in the city.

The state law is superseded by a federal ruling that limits cities' authority to only denying projects based on public health and safety, not on the welfare of the neighborhood.

But to argue that City Hall already complies with the law and to get the case dismissed would have possibly required going all the way to the Supreme Court. City Hall decided to cut its losses and settle the case.

"Every minute more we litigate the case, the more attorney fees incur," Moutrie said. "The question was, 'do you proceed or end the case and stop the meter from running?'"

City Hall's position while the lawsuit was being threatened was that the state law didn't necessarily limit the city's authority.

"... to interpret this statute in the manner that you propose would represent a significant and unprecedented intrusion into both local control and a charter city's exercise of its constitutional police powers," Moutrie wrote in a letter to Chris Harding, an attorney for the Santa Monica Housing Council, in September of 2002. "Finally, we do not believe that the statute and its legislative history demonstrates that the legislature intended this result. Nor do we believe that the case law compels this."

Kutcher said his firm will attempt to collect attorney fees from City Hall because they argued the case on the public's behalf.

"We are the catalyst in changing this and it has resulted in a public benefit so the public should pay," he said. "For us, we've been vindicated."

"It's a total victory on our part."

The state law, which has changed significantly over the years, effectively takes

away local control to govern housing projects. But cities can establish design standards through ordinances and codes in an effort to keep uniformity.

Moutrie said in the past that the city has an excellent record of allowing market-rate housing to be built, especially in the city's downtown area, and the state has certified the city's plan for building its share of regional housing.

The Santa Monica Housing Council has successfully sued the city four times in the past 10 years, according to the lawsuit. Harding told the Daily Press in 2002 that the city has paid more than \$1 million during the past decade in attorneys fees to successful plaintiffs who have sued the city to force compliance with state housing laws.

Harding, Larmore, Kutcher & Kozal, a land use and property rights firm, has sued City Hall dozens of times in the past decade on a range of cases.

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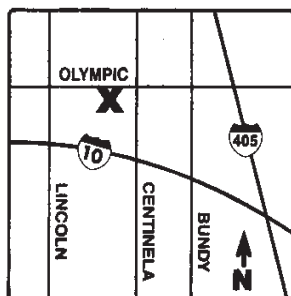


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Surfers shrug off fear in name of a good wave

SURF, from page 1

get in the way of catching one.

The world's most publicized recent shark attack survivor, Kauai's Bethany Hamilton, nearly died when her left arm was torn off Oct. 31, yet she spoke even from her hospital bed about returning to the ocean.

As soon as she got the OK from her doctors, she was back riding the waves, less than a month later.

"Any surfer who's already caught the bug, that will never deter them from surfing," said Evan Slater, a San Diego-based editor of Surfing. "You're willing to accept all the risks that are a part of it."

Here in Hawaii, the sport eclipses pastime status. It is a culture all its own, with obsessed wave riders centering their lives around the rise of the tide.

Thousands of men and women of all ages in Hawaii surf, and thousands more flock from around the world to the 1,600 surf sites on six islands to catch a wave. An average of about four shark attacks are reported each year somewhere around Hawaii's more than 200 miles of shoreline.

Sharks don't play into surfers' obsessions, but the possibility of attack always lurks just under the waves. Most surfers say they've seen a shark at least once, but many say they stayed in the water even after the sighting.

"It's their territory, so you just try not

to fall on them," said Alex Sansoucy, 25, of Montreal, who was surfing off Maui the day after McInnis' death.

Some of McInnis' friends wanted to go surfing on the day he was bitten at the very site of the attack — just off of Kahana in an area known as S-Turns — but state officials closed the beach. The next day, friends checked out the surf, but it was relatively flat, so they caught some waves south of here off Lahaina.

"I know that Will would have been down here with us if he was still here today," said Kanamu Balinbin, 35, a friend of the victim who often surfed with him.

Balinbin was one of the few to say his friend's death would change his surfing habits. He said he'll never again surf alone at S-Turns.

Most surfers say they view an attack by a shark as something they have no control over. Some species are viewed by Native Hawaiians as sacred guardian spirits.

"If the shark wants to eat any one of us, they're going to eat," said Karen Gallagher, the owner of North Shore Surf Camps on Oahu and a surfer for four decades. "You can't outpaddle the shark."

Regardless, though, surfers say that doesn't matter. Their passion has only one antidote: surfing.

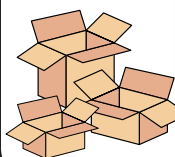
"Surfers build their whole life around being there and catching the wave," said George. "Everything takes a back seat."

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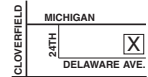
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LOCAL



Community Profiles

PROFILES, from page 1

Zane is involved with the Community for Excellent Public Schools, a powerful nucleus of Santa Monica school boosters currently pushing for a charter amendment that would force City Hall to give \$6 million each year to local schools.

Though he was born in St. Paul, Zane's family moved to California when he was just 1 year old, and then to the town of Colton when he was 3. Zane said the family's backyard was a virtual wrecking yard.

"One of the fondest memories of my life is tearing apart junked cars in our backyard in Colton," Zane said in an interview last week. "And at the very last phase of tearing apart a junked car, you pour gasoline all over it and light it on fire ... That was really fun. That was cool."

Here, the Daily Press caught up with the conscientious objector and asked about him about his ideals.

You clearly have strong beliefs — from being a student of ethics to a union organizer — how did you form your values?

"God, I don't know ... I guess it comes out of your experience. My mother and father were not political — they voted, but they weren't active. My father was a union member, but he wasn't active with his union ... He participated, but he wasn't an enthusiast. He was a member.

"I certainly think that my working-class roots gave me an appreciation and a sympathy for the problems that working people face. The Inland Empire had a lot of smog, and so I think my environmental interest grew out of growing up in the smog belt ...

"Now, certainly my mom, she was conscientious about fairness and justice. But she wasn't an activist. Learning that being involved politically was the right thing for me, you know, my interests certainly grew up out of work on the anti-war movement."

What kind of work did you do on the anti-war movement?

"I was involved in organizing demonstrations against (the Vietnam War) and protests at the college. I guess I was always the moderate radical. I mean, I don't know if the radical really applies to students in those days. We were anti-war protesters, so,

for example, when there was a protest being organized against military recruitment on campus, there was a group of students who wanted to organize to obstruct, to blockade, and I was against that tactic, and instead organized a week-long protest fast ...

"My girlfriend Judy and I started out and ultimately about 300 people joined in and slept out in the quad in our sleeping bags, and we didn't eat until the military recruiters came.

"And there was always worries among the college administration that there might be confrontation between the recruiters and the students that were sitting in ... and I became a kind of liaison... to make sure that everything was peaceful. And it was."

How did you first become interested in politics?

"There's no question that participating and helping to organize protests against the war in Vietnam was a very politicizing experience, but I also learned from it what I was good at. I learned that I had a talent for it.

"I also learned, I think, that it was important. That reasonable people were important. I think I was a reasonable person. There was all sorts of opportunity for unreasonable people to determine the course of things ...

"It wasn't my only interest, but it was my first real (political interest), other than running for student council in high school. I ran for student body president and lost — so that could be discouraging."

How much time do you devote to SMRR?

"Well, it depends. Election times, it becomes quite a bit more.

Zane, by the numbers

As a political consultant, Zane works mostly on coalition building and elections strategy. His biggest client is the city of El Segundo, which is fighting an LAX Airport expansion.

Salary: \$80,000 to \$90,000 a year.

Born: Oct. 3, 1947 in St. Paul, Minn.

Background: Zane was a conscientious objector who organized against the Vietnam War. As a college student and new graduate, he took several hitchhiking trips around the United States and Canada. He later worked as a school teacher and has been involved in Santa Monica politics for more than 25 years, including serving from 1981 to 1992 on the City Council.

Education: Valedictorian of Colton High School in 1965. Earned scholarships to study at Occidental College, where he dropped math and science to pursue philosophy. Later earned a master's degree in philosophy from the University of California at Los Angeles.

Family: Wife Louise, 49, is an acupuncturist and respiratory therapist. Seven-year-old son Justin-Alexander is a second grader at Grant Elementary School.

Residence: Owns a single-family home in the eastern part of the Pico neighborhood.

Hobbies: "Politics is my hobby," said Zane, who also enjoys baseball, basketball and dancing

"I've been involved with SMRR for 25 years now and certainly, up through 1992 — which would have been the first 15 years when I was on the council — up to that point, it was the majority of my waking time. But since that point, it's been less. I mean, it's still a significant amount of time around election time, because I always coordinate SMRR elections."

What about your wife, Louise — she doesn't share your high-profile presence. Does she carry the same political torch?

"Her political values are very similar ... Her parents were small business people, so she has somewhat more of the values from that experience. They had a small shoe importing business in Canada. "She's liberal, progressive, democrat — the way I am — although she's not a citizen, so she doesn't vote here. But her special interests are health issues ...

"Louise is very independent and she has always, you know, felt comfortable with my schedule, and demands and meetings and stuff. And she loves it when I'm here; she's happy when I'm not."

You mentioned that you did a lot of hitchhiking when you were younger, how did you first get interested in doing that?

"It was for lack of any better alternatives. It was the summer during college, or spring break during college — if I wanted to go anywhere, I had to hitchhike. I didn't have a car and couldn't afford an airplane."

What did you see on the road?

"A lot of America. Actually, my hitchhiking adventures came to be very, very useful when I was a school teacher.

"Whenever I would come into my class — and I taught mostly junior high school and high school, and mostly I taught math, but I also taught American history — if I had any reason to think that my kids were too rambunctious, I would tell them if they were really good, at the end of the period I would tell them a hitchhiking story.

"And that always guaranteed their complete cooperation, because they always wanted to hear tales of the '60s."

What is your most memorable story?

"Well, I guess probably going to Wreck Bay on the Pacific Coast side of Vancouver Island, and hitching across Vancouver Island to Wreck Bay.

"Wreck Bay was a little beach area that had this pile of timber washed ashore — in Canada there's a lot of lumbering companies and stuff, so there's a lot of timber that washed into the ocean and some of it washed ashore in Wreck Bay — but it's all bleached out from the sun and the wind and the sea ...

"It's a pile about 25 feet high along about two miles of beach. This pile of timber became the infrastructure for a little colony of young people who were traveling around the world — maybe 300 people. And basically, you know, camping out and bonfires every night, where you would make clam chowder and fish too — and make fish the local fisherman would give you.

"It was fun. It was extraordinary." (See related story, page 10).

Who are your idols — who do you look up to?

"Well, sort of speaking developmentally, I looked up to Henry David Thoreau, (Occidental College professor of ethics) Bill Neblett. I looked up to (UCLA professor of sociology) Maurice Zeitlin. I looked up to Bobby Kennedy and Martin Luther King — and Cesar Chavez."

What about in the community? Whose work do you most admire?

"I really admire (SMRR co-chair emeritus) Nancy Greenstein. I admire (former city manager) John Jalili. I admire Ralph Mechur for his work on schools. I admire (former mayor) Judy Abdo. I really admire (Senator) Sheila Kuehl — and I admire our schools superintendent, John Deasy."

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STATE

Group intends to 'Bake Back the White House'

BY MIELIKKI ORG

Associated Press Writer

SAN FRANCISCO — As President Bush hauls in millions of dollars in campaign funding from high-profile donors, a liberal advocacy group over the weekend launched a grassroots bid to take back the White House with cookies, brownies and other baked goods.

MoveOn political action committee, the political branch of MoveOn.org, organized at least 1,000 bake sales nationwide to raise money to unseat George W. Bush. Saturday's coordinated effort, dubbed "Bake Back the White House," aimed to set a new world record for holding the world's largest bake sale.

Thousands of volunteers from Hawaii to Maine — and even a few Republican strongholds such as Nevada and Missouri — rolled up their sleeves Friday night to make treats with names like Beat Bush Brownies, Cookies for Kerry, and No C.A.R.B. (Cheney, Ashcroft, Rumsfeld, Bush) Meringues.

In addition to selling pastries and raising money, volunteers also hoped to register voters.

"We wanted to do a fund-raiser, but we wanted to do it fresher and with a twist," said Adam Ruben, field director of MoveOn PAC. "This is a great way to engage a lot of people who have signed a petition online but haven't done anything in their neighborhood."

Ruben said a single e-mail to the MoveOn.org list was all it took to recruit 10,000 volunteers in less than one week.

Early estimates Saturday placed the national tally for bake sales at about \$250,000. One New York City volunteer reported making \$1,500 in two hours. A volunteer in Fort Lauderdale, Fl. reported a total of \$1,000.

Although the amounts seemed hardly enough to make a dent in the record \$180 million raised by President Bush, Ruben hoped the nationwide effort would still remind the president of the power of the people.

"One bake sale in one person's neighborhood is neat," Ruben said. "A thousand of them in the world's largest bake sale is powerful."

San Francisco, Seattle, Los Angeles, Washington D.C. and New York each planned to hold as many as 30 bake sales with up to a hundred volunteers.

In San Francisco's Dolores Park, Maitreya Badami, a 35-year-old criminal defense attorney, served "Bush Im'peach'ment Pie", cupcakes emblazoned with pink peace symbols, and "Karamels for Kerry." By 2 p.m., she had collected about \$500.

"I have a strong desire to see George Bush defeated," said Badami, who organized one of the 27 bake sales in the city. "I have a strong desire to show him that there are a lot of people who are willing to do something and make something to be involved in democracy."

Some sales took place at parks and beaches. Some people offered to turn their vans and trucks into instant pastry shops. One volunteer planned to spice up her bake sale at a Los Angeles parking lot with a live mariachi band.

In areas of the country where Kerry supporters fear to tread, volunteers like Mark Logan, 38, sold anti-Bush goods to his Republican neighbors. By early after-

noon Saturday, he said he had more than 250 customers and raised over \$2,000 at a bake sales near his home in Prairie Village, near Kansas City.

"A bake sale sounded like such a fun idea and a great grassroots thing to do," Logan said. "My wife and I just decided: let's do it."

Henri Spiegel, 48, an entertainment lawyer in Miami Beach, Fl., said the upcoming election was enough to get her and her 13-year-old son to make instant-bake cookies for the effort.

"I don't even know how to bake, so I bought croissants," said Spiegel, who held her bake sale in a downtown park. "I think the Bush administration stands for clandestine government, and that frightens me terribly."

Spiegel, like many other volunteers, said it was the first time she had ever volunteered for a political event.

MoveOn.org, which was founded by computer entrepreneurs Wes Boyd and Joan Blades and boasts some 2.3 million members. Its political action committee has become a political powerhouse in its efforts to remove Bush from office. The MoveOn.org Voter Fund has contributed millions of dollars to sponsor ads opposing Bush.

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STATE



Private communities undermined by cash shortages

BY JIM WASSERMAN

Associated Press Writer

SACRAMENTO — “Welcome to our neighborhood,” says the sign in the development once known as Franklin Villa. “No gangs. No drugs. No guns.”

What started 35 years ago as a pleasant community run by a private homeowners association has become an object lesson in the worst that can happen when such a neighborhood starts to unravel.

Its original owners moved out, new owners failed to maintain the property, neglect accelerated into falling property values, then crime and eventual collapse. Now, state and local taxpayers are paying \$80 million to turn it into a nonprofit housing complex called Phoenix Park.

While extreme, it could be the fate of thousands of privately run communities throughout the nation, which are flirting with declines by failing to spend adequately on upkeep, even as owning a home in private communities has become the nation's fastest-growing lifestyle.

Amid more than 260,000 private communities nationally and 36,000 in California, at least one third have steadily put off raising necessary assessments for fear of political conflict, and now need repairs and facelifts for which they significantly lack money, say those who monitor homeowner association finances.

“If you give me a list of 30 names, 10 are on the list,” says Robert M. Nordlund, owner of California's Association Reserves, Inc., which analyzes private communities in 41 states, Canada and Mexico. For those 10, he said, “the deficit is so significant they'll need one or more special assessments to make it up.”

In Tampa, Fla., Len Colodny, president of the Lake Place Condominium Association, faces the challenge of asking the residents of his neighborhood to pay a one-time special assessment of up to \$4,000 per home to pave streets, rebuild a wall and make other repairs caused by years of deferred maintenance.

Colodny says he expects significant opposition from fellow residents of his 18-year-old, 90-home complex, but adds, “If you can't afford to take care of the place, you can't afford to live here.”

One half to three fourths the state's older private communities have reserve funds too small to meet their physical needs, Colodny estimates, saying that newer developments “can get away with lower maintenance. But if they haven't been saving up they're going to run into that cycle, too.”

The trend, especially in older privately run neighborhoods represents a striking parallel to the financial deficits plaguing local and state governments. As the public sector has delayed maintenance, many private association boards are also watching streets, pools, balconies, siding and clubhouses slowly deteriorate while their reserve funds contain half or less of the money needed to eventually fix them. And just as city halls and statehouses fear raising taxes, voluntary, often-inexperienced association boards fear the wrath of homeowners over possible higher assessments.

As a result “they tend not to do that, or raise them in very small increments,” says Tyler Berding, a California attorney who specializes in private communities.

Many states lack reserve fund requirements for privately run communities, while those with laws typically set few requirements.

In Florida, which with California contains 40 percent of the nation's condominium communities, association boards must calculate appropriate reserve funding. But a majority vote among members can block the assessments needed to reach it.

There, Nordlund says, older residents of such neighborhoods tend to think, “Why do I care about the roof in five years?”

But underfunded reserves could threaten the 40-year-old culture of living in a privately run neighborhood, which is where 80 percent of all new homes are built nationally, according to the Community Associations Institute of Alexandria, Va. The group, which advises association-governed communities, estimates that 50 million Americans — nearly one in six — live inside such communities with half paying between \$100 to \$200 a month to maintain them.

In California, private communities with monthly or yearly dues now contain more than one-fourth of the state's 12 million places to live and 60 percent of its new housing. Many of the state's 477 cities encourage privately run communities inside their boundaries because they build and maintain their own streets and parks, even as their residents also pay property taxes to support city facilities.

Though newer communities need fewer repairs and typically have up to 80 percent of what they need to keep up appearances, they can also run into trouble if their developers set assessments too low to maintain them.

That happened to Ken Nelson, a small businessman and the first president of the 256-home Wolf Creek

Estates Homeowners Association in Plano, Texas, where he says the association “ran out of cash 60 days after I was elected.”

The developer had set annual dues at \$420.

“From the day I got elected that was my No. 1 issue,” Nelson says. “The crowning achievement of my life is an 83 percent vote to double our dues.”

But such votes are typically more critical for private neighborhoods built during the 1970s and early 1980s.

A recent study by the Oakland accounting firm, Levy and Co., estimated that reserves for communities more than 21 years old — nearly half the private neighborhoods in California — are typically about 40 percent funded. Experts recommend at least 70 percent and many prefer 100 percent.

Low interest rates have kept reserve funds from building in recent years. Associations can also foreclose on homeowners who don't pay their dues, so resident are often wary of raising them.

That means new buyers will most likely have to pay higher fees to compensate for what previous owners failed to assess themselves, experts say.

CAI officials say they don't think the problem is that serious in California.

But new buyers' complaints have prompted California real estate agents to push for rules that better warn potential home and condominium buyers of a private community's true financial picture. They say they've been stung by clients' unhappiness over unexpected bills to fix shared facilities within a year or two of moving in.

New legislation by Assemblyman John Laird, D-Santa Cruz, would make private communities offer easy-to-grasp snapshots of their finances and assessments. The bill faces its first hearing April 14.

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Santa Monica Daily Press

NATIONAL

Salt Lake City may not survive an expected quake

BY PAUL FOY
Associated Press Writer

SALT LAKE CITY — Utah is shoring up its marble statehouse against an overdue earthquake, but legislators said they couldn't afford to fix another known deathtrap — the busy University of Utah library, which is expected to pancake on itself in a quake of magnitude 5.0 or greater because of a fatal design flaw.

The debate underscores the dangers in this city, where officials say two of every three buildings are considered dangerously unsafe even from moderate ground shaking. And geologists for years have warned this mountain basin is due for a powerful jolt, one that returns with fair regularity about every 1,300 years.

A magnitude 7.5 quake could kill 7,600 people in the Salt Lake basin, injure 44,000 others and cause \$12 billion in building damage alone, a pair of Stanford University engineers calculated in 1994.

One leading advocate for building safety says this city's aging stock of unreinforced brick and masonry buildings looks a lot like San Francisco's before its devastating 1906 earthquake.

Lawrence Reaveley, chairman of the University of Utah engineering department, described a scenario of peeling, buckling and collapsing buildings that "will just flat-out kill you."

"The streets and sidewalks become the most dangerous place" because of falling debris, he added.

Around downtown, about 20 new or strengthened buildings stand among older buildings that are likely to fail in an earthquake. That could provide a vivid, side-by-side contrast between buildings left standing and others that could crumble, said city building inspector Larry Wiley.

Across the city and valley, about 56,000 houses are built of unreinforced masonry. With any kind of ground shaking, engineers say, their brick walls will crack and could topple, bringing down roofs.

It sounds like a horror movie, but engineers, geologists and emergency officials are dead-serious about the vulnerability of Salt Lake's aging and unreinforced buildings, a warning underscored by recent debate over the University of Utah's Marriott Library.

The library is considered so menacing the Federal Emergency Management Agency stepped up April 5 to help pay for earthquake bracing that the Utah Legislature had refused to fund only weeks before. But FEMA offered only \$2.9 million and the Legislature still has to come up with the rest of the \$45 million for structural repairs, which could take until next year or longer.

FEMA's contribution "adds credibility to the importance of this project," said Arthur "Parry" Brown, of Reaveley Engineers & Associates. "It would be hard for the Utah Legislature to totally ignore it."

Legislators said they didn't want to go

deeper into debt to pay for the library at the same time they were borrowing heavily to overhaul the Utah Capitol, which also is at risk of collapsing from a moderate temblor. The Capitol is being emptied this month for four years of work that will include lifting the 67,500-ton statehouse on a set of shock absorbers. The entire project will cost \$200 million.

Earthquake-resistant buildings are supposed to stand up and stay mostly intact. But engineers don't guarantee they'll remain open for occupancy or useable after a quake.

"If we can get you out of the building without killing you, we're happy," said Reaveley.

While geologists have long known Salt Lake City was vulnerable to an ancient rhythm of immense earthquakes, they have only recently begun to understand how savagely the ground can shake when it happens.

The Wasatch fault here last slipped about 1,280 years ago — and the intervals between each of the four most recent prehistoric quakes ranged from 1,270 to 1,440 years. For experts who determined those dates, it's as close to clockwork as geology gets.

To illustrate the dangers here, engineering consultants URS Corp. of Oakland, Calif., produced a block-by-block map of the shake hazards from a typical magnitude-7 quake originating 10 miles underground. It shows few safe zones, with most areas rated for strong or

violent shaking.

On the gravelly Wasatch bench where the Capitol sits, the shaking will be more violent than on the basin floor, where unconsolidated soils could liquefy, proving that no area can be considered safe.

At the university campus, the five-story Marriott Library will pancake on itself in a 5.0-magnitude quake because of a design problem, said Joseph R. Harmon, the campus structural engineer.

Just an inch of building sway could cause welds holding the top floor to snap from steel columns, dropping the concrete slab onto lower floors and bringing them down one by one, he said.

The library routinely draws about 4,000 people each day. Those inside would have little chance of escaping during an earthquake, which also would probably destroy a \$300 million collection that includes rare books and photographs.

In downtown Salt Lake City, the list of earthquake-resistant buildings includes the Wallace F. Bennett Federal Building, the city's new library, the Hotel Monaco, several office towers and the Joseph Smith Memorial Building, formerly the Hotel Utah.

Another such structure is the Deseret News building, which has a three-dimensional framework of beams rigidly connected to columns that are bolted to concrete footings. The steel beams can flex and yield to enormous pressures without breaking, dissipating the energy of a quake, Brown said.

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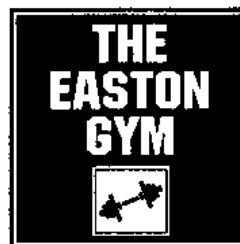


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INTERNATIONAL



U.S. closes highways north and south of Baghdad

BY LEE KEATH

The Associated Press

BAGHDAD, Iraq — The U.S. military closed down two major highways into Baghdad over the weekend in the latest disruption caused by intensified attacks by anti-U.S. insurgents. U.S. and Iraqi negotiators reported progress in talks aimed at easing the fighting in Fallujah, while the besieged city saw its quietest day yet.

Elsewhere, U.S. Marines fought pitched battles against about 150 gunmen in Qaim, near the Syrian border, the city police chief said. Six Marines and scores of insurgents were killed in the 14-hour battle, an embedded journalist from the St. Louis Post-Dispatch reported. A U.S. military spokesman could not confirm the report.

Sections of the two highways, north and south of the capital, were closed off to repair damage from a mounting number of roadside bombs. Commanders suggested the routes remained vulnerable to attacks by insurgents who have been targeting U.S. military supply lines.

"We've got to fix those roads, we've also got to protect those roads," Army Brig. Gen. Mark Kimmitt told reporters in Baghdad.

The military warned that civilians found on the closed sections "may be considered to be anti-coalition forces" and come under U.S. fire. Kimmitt said civilians would be redirected around the closed sections.

"There are many ways to get into Baghdad and many ways for getting out of Baghdad," he said.

Attacks by gunmen at the western, northern and southern entrances to the city have targeted key military supply lines, forcing the repeated closure of the main Baghdad-Amman road through the

violent western district of Abu Ghraib.

On Friday, militants showed video of a soldier captured during one such attack on April 9. Army Pfc. Keith M. Maupin of Batavia, Ohio, was captured in the same raid in which fighters seized truck driver Thomas Hamill, of Macon, Miss.

Meanwhile, two Japanese hostages — an aid worker and a freelance journalist — were released Saturday to the same group of Islamic clerics who negotiated the freedom of three Japanese hostages earlier this week.

This month has seen the worst violence in Iraq since the fall of Saddam Hussein last year. U.S.-led forces are battling Sunni insurgents in Fallujah and a Shiite militia in the south.

Gunfire was nearly halted in Fallujah on Friday night, and the quiet continued through Saturday. A nominal truce since April 11 had been repeatedly shaken by nighttime battles as both insurgents and Marines dug in.

Talks toward ending the standoff were to resume Monday, but the top U.S. military negotiator suggested their continuation depended on continued quiet.

"I can't stress enough how key it is for the cease-fire to hold over the next 24 to 48 hours," said Maj. Gen. Joseph Weber, the top U.S. military negotiator.

The military announced Saturday that a U.S. soldier was killed two days earlier when his patrol hit an anti-tank mine near Tikrit, north of Baghdad. His death brought to 89 the number of U.S. troops killed in violence since April 1.

More than 1,000 Iraqis have been killed. At least 686 U.S. servicemembers have died in Iraq since the war began in March 2003. That figure does not include the six Marines reported killed near the

Syrian border.

In the south, U.S. troops skirmished for a second day with militiamen loyal to radical cleric Muqtada al-Sadr. His aides said Iraqi-led mediation aimed at resolving a standoff with the Americans had broken down.

Militiamen attacked two U.S. Humvees outside Najaf, sparking a battle, witnesses said. Al-Sadr loyalists also fired mortars at the Spanish army base in the city, but there were no casualties.

A coalition soldier — apparently a member of the Spanish-led force in the city — was killed the night before in fighting with the militia, the U.S. military said.

Fighting on Friday also killed five militiamen, the military said. Soon after clashes Friday morning, a U.S. tank opened fire with a machine gun on a car passing its convoy, killing two civilians. An AP reporter witnessed the shooting.

A senior Shiite cleric warned Saturday that the standoff could deteriorate "into a war that will have terrible effects ... a war that will not be in the interest of anyone, especially coalition forces."

Grand Ayatollah Mohammed Taqi al-Modaresi, a moderate cleric, said that if U.S. forces move to capture al-Sadr, it would "incite strong anger" among Iraq's majority Shiite majority.

U.S. commanders have said they have no plans for the time being to enter Najaf — Iraq's holiest Shiite city — where al-Sadr's office is located. Some 2,500 U.S. troops deployed this week to the outskirts of Najaf on a mission to kill or capture the cleric.

A top al-Sadr aide, Jabir al-Khafaji, said mediations by Iraqi politicians had ended because of U.S. conditions that the cleric's al-Mahdi Army militia be disbanded.

U.S. forces at Najaf appear to be holding back their firepower to allow moder-

ate clerics to bring pressure against al-Sadr, avoiding an assault on Najaf.

Negotiations outside Fallujah focused on strengthening a fragile truce, allowing residents access to hospitals and arranging the return of tens of thousands who have fled the city.

The two sides are also working on a way to carry out the handover of the killers of four American civilians, whose slaying and mutilation sparked the Marine assault on Fallujah, launched on April 5, a representative of the Iraqi Governing Council at the talks said.

"We have a mechanism for that, and when we conclude our talks we will announce that," Hashem al-Hassani told reporters after six hours of negotiations ended.

If the cease-fire holds and talks continue, negotiators have suggested they could move on to tackle more extensive moves sought by the Americans: the surrender of masses of weapons in the hands of insurgents, the return of police and Iraqi security forces to their posts and the handover of "terrorists and foreign militants."

"We are going to stabilize Fallujah," U.S. coalition spokesman Dan Senor said. "Those individuals must depart and in most cases they must be turned over to us."

In the first round of talks Friday, U.S. officials agreed to reposition troops to allow Fallujah residents better access to hospitals.

At the southern entrance to Fallujah, U.S. troops turned back a convoy of trucks bearing humanitarian supplies sent by the Iraqi Commerce Ministry.

(AP correspondents Lourdes Navarro in Fallujah and Bassem Mroue in Baghdad contributed to this report.)

Room with a view: High-rise dorm plans rebuffed

By The Associated Press

VANCOUVER, British Columbia — Beach bums on Wreck Beach could receive far too much exposure if a proposed pair of high-rise college dormitories are built on the cliffs above, say bathers out to protect the privacy of the world-famous nude beach.

If the University of British Columbia builds the 20-story residences, binoculars, Web cameras and well-educated voyeurs can't be far behind, say protesters who gathered on a warm, sunny Easter weekend.

"It's mean for the university to do," said Stephanie Gibson, 12, who has been raised in the buff on the beach.

"I know they need more residences for the students but they have to think of us. It's our privacy. Some parents might be disgusted, some students might take pictures and put us on the Internet and send them to their friends, have a party with them," she said.

Stephanie and her mother, Justine Gibson, joined the protest Sunday along with members of the Wreck Beach Preservation Society, which has fended off challenges to the nude beach since the 1970s.

Society members floated hot air balloons from the proposed construction site, up to the 20-story height of the planned residences. Bathers with walkie-talkies reported from the beach below that they could clearly see balloons — meaning

"Students will have an unfettered, panoramic view of people's faces and bodies. It could change the interpretation of ... what is public nudity."

— JUDY WILLIAMS

President,

Wreck Beach Preservation Society

students who would live on the upper floors would be able to see them.

University Vice President Dennis Pavlich said Monday that UBC won't encroach on the privacy of the bathers, a promise made years ago.

"That's not going to happen," he said. "All that's been approved so far is the concept. We are going to run our own tests in June and they will influence design considerations."

University board members have to approve of the design, and they would be highly unlikely to sign off on student housing that overlooks a nude beach, he said.

Wreck Beachers, however, were reluctant to take Pavlich at his word. They hired a company to fix a digital camera to the column of balloons floating over the building site.

"I looked through the viewfinder and could very clearly see the beach," said

Judy Williams, president of the preservation society.

"Students will have an unfettered, panoramic view of people's faces and bodies. It could change the interpretation of the attorney general towards what is public nudity. There could be pressure from some parents and they might push the university and the city to appeal to Victoria," the provincial capital.

Williams said the university is only concerned about making sure nothing below the high-water mark is visible. But she said that when the tide is out people often bathe naked beyond that point, ride sand-surfing skim boards, take walks and play in the surf.

Beyond its informal dress or lack of it, Wreck Beach is equally known and cherished for its laissez-faire lifestyle, with open drug and alcohol sales by nude ven-

dors balancing coolers on their heads.

Other vendors lay out blankets and cut hair, give massages, mix pina colodas. Naked musicians provide a festive atmosphere.

There's also a great deal of acceptance and respect, said Davide Shimenosky, who was sunning himself on the beach Sunday.

"People do their thing but they are quick to say 'sorry man,' and take it away from the kids," he said. "Everybody looks out for everybody down here and it's a great lesson to teach young people."

Justine Gibson said three generations of her family have been coming to the beach.

"My kids have grown up knowing what your body looks like isn't important," she said.

Not only is her children's privacy being threatened, she said, but the proposed buildings would destroy the natural beauty of the beach.

"When we look up all we can see now is wildlife and wilderness," she said.

Tired of the protest and anxious to meet new kids among the regular gang of 50 youngsters who spend their summers at Wreck Beach, Stephanie raced down to the surf.

She's practicing for the annual Bare Buns run, one of many annual events the beachgoers stage.

"It's a lot of fun," she said. "It's just natural, nobody cares what you look like, if you're gay, straight or whatever. It's all about personalities down here and having a lot of fun."

DID YOU KNOW?: A final court ruling in a nearly decade-long legal battle ended with a victory for people who like to sun bathe in the buff when a Brazilian court gave the green light to the establishment of a nudist beach in Abrico in western Rio de Janeiro.

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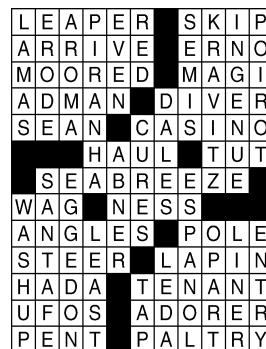
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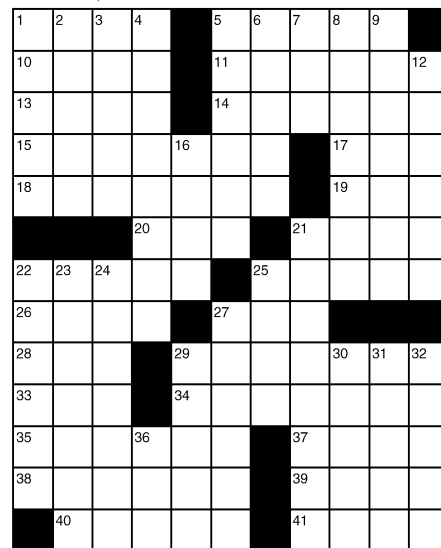
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Announcements

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The Los Angeles Clinical Skills Evaluation Center is currently recruiting for the following positions:

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DBA'S

FILE NO. 04-0627176
FICTITIOUS BUSINESS NAMES STATEMENTS THE FOLLOWING PERSON(S) IS (ARE) DOING BUSINESS AS: Timberlake Publishing, 1438 9th Street, Santa Monica, CA 90405 The full name of registrant(s) is/are : Timberlake Global Group, Inc., (CALIFORNIA) 1438 9th Street, Santa Monica, CA 90405
This Business is being conducted, A Corporation. The registrant commenced to transact business under the fictitious business name/names listed above on: Registrant has not yet begun to transact business under the fictitious business name or names listed herein.
I declare that all the information in this statement is true and correct. (A Registrant who declares true, information which he knows to be false is guilty of a crime)

/s/ H.T. Lindsay Alexander

This statement was filed with the County Clerk of LOS ANGELES County on 3/16/2004 indicated by the file stamp above.
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 federal, state, or common law (see Section 14411et seq., Business and Professions Code).

SANTA MONICA DAILY PRESS Published 4/19/2004, 4/26/2004, 5/3/2004, 5/10/2004

DBA'S

FILE NO. 04-0924390
FICTITIOUS BUSINESS NAMES STATEMENTS THE FOLLOWING PERSON(S) IS (ARE) DOING BUSINESS AS: Executive Health Services, 853 16th Street #3 Santa Monica, CA 90403 The full name of registrant(s) is/are : Donald Richard Furnival, Leslie Ann Furnival.
This Business is being conducted, Husband & Wife The registrant commenced to transact business under the fictitious business name/names listed above on: Registrant has not yet begun to transact business under the fictitious business name or names listed herein.
I declare that all the information in this statement is true and correct. (A Registrant who declares true, information which he knows to be false is guilty of a crime)

/s/ Donald Richard Furnival, Leslie Ann Furnival

This statement was filed with the County Clerk of LOS ANGELES County on 4/15/04 indicated by the file stamp above.
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 federal, state, or common law (see Section 14411et seq., Business and Professions Code).

SANTA MONICA DAILY PRESS 4/19/04, 4/26/04, 5/3/04, 5/10/04



DANIEL BYRAM MAY

A joyous service in honor of beloved son and brother, Daniel Byram May, will be held on what would have been his 29th birthday, Tues., April 27, 2004 at 10:30 a.m. at the Windmill Chapel of Self Realization Fellowship Lake Shrine at 17190 Sunset Blvd., Pacific Palisades 90272. (Use the first SRF entrance up Sunset from PCH.) All who knew Daniel are invited to this celebration of a life notable for compassion, cordiality, courage, humility, service, scholarship, patriotism and devotion to God. Daniel skipped two grades, graduated with honors with a B.A. in Physics, received the Chancellor's Service Award, provided leadership for the undergraduate Physics society at UCLA, and played clarinet at the Rose Bowl with the UCLA Marching Band. He was also a very dedicated teacher, who took nine Compton students to Disneyland in a limousine. He started an Internet "newspaper" (AngelsWeekly.com) which showcased good things happening in the LA area. In lieu of flowers, please consider a donation in Daniel's honor to Self Realization Fellowship, where Daniel served as camp counselor, Sunday School teacher, choir member and audio/visual crew member. Following the service, the celebration will continue at a reception in Malibu.

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Obituaries

Leon Hyatt



WE HAVE learned that Leon Hyatt, a long time business-man of the Santa Monica West Side Area passed away, Monday April 5th from an un-named, un-known lung disease. Leon Hyatt opened the Arsenal Restaurant & Lounge in 1960. He added a successful Sports Bar in January 2000, just months before retiring to the San Fernando Valley. Mr. Hyatt was a veteran of WW II in the Asiatic-Pacific Theatre, where he served in the Army Occupation of Japan. Leon is survived by his wife Ginny, and daughters, Katrina Roberts, Cynthia Roberts, and Mona Bradley, as well as eight grand-children.

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Announcements

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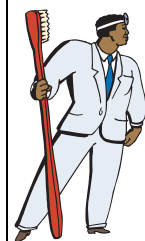


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PEOPLE IN THE NEWS

Dalai would: Tibetan leader gets down to business



By The Associated Press

■ **IRVINE** — A group of American business leaders took an uncommon lesson in spiritual wisdom from an expert in the field: The Dalai Lama.

They asked the 69-year-old Tibetan Buddhist spiritual leader about trade, technology and social investing and got some honest answers.

"If I end up in business, I'll probably end up creating more debts for the company," he said.

The Nobel Peace Prize winner spoke Friday to 115 business executives who paid \$100 each to be in the audience as part of a conference.

The Dalai Lama told them he deplored ruthless competition and exploitation.

The business executives said they gained important insight from their session.

"It's simple wisdom to put us on the right course," said Dr. Charles Denham, chief executive of HCC, a medical innovations company in Austin, Texas. "I think there is a growing collective dissatisfaction with the way business is going."

■ **CHARLESTON, S.C.** — A family court judge has dissolved the first marriage of the wife of singer James Brown, clearing the way for an annulment between her and the Godfather of Soul.

"I am glad that I can finally feel freed up," said Tomi Rae Brown.

Family Court Judge Charlie Segars-Andrews

signed an order Thursday dissolving her previous marriage on the grounds that it was never consummated.

Tomi Rae Brown, 33, married the 70-year-old singer three years ago while still legally married to Javed Ahmed of Pakistan.

The soul singer filed for an annulment of his marriage to Tomi Rae after he was charged with criminal domestic violence in January. Brown and his wife — who is one of his backup vocalists — got into a fight at their home.

But the issue of her 1997 marriage to Ahmed had to be cleared up before the annulment could proceed.

James Brown is expected to appear in magistrate's court in June for a jury trial on the domestic violence charge.

His lawyer said Brown plans to remarry Tomi Rae after the annulment is granted.

■ **LOS ANGELES** — High-profile attorney Johnnie Cochran Jr. will temporarily curtail his work while recuperating from an undisclosed neurological condition, his publicist said.

Cochran's family has requested the nature of his condition remain private, publicist Bill Baker said Friday.

The condition is not life-threatening and Cochran is expected to make a full recovery, Baker said.

Cochran, 66, is best known for representing former football star O.J. Simpson at his murder trial in the stabbing deaths of his wife, Nicole Brown Simpson, and her friend, Ronald Goldman.

Simpson was acquitted.



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Apple Computer

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