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FRIDAY, JULY 26, 2013
Volume 12 Issue 221



Santa Monica Daily Press

We have you covered

NOT USING HIS BRAIN
SEE PAGE 4

THE AT THE WHEEL ISSUE

Elks, City Hall settle grave sites lawsuit

BY AMEERA BUTT
Daily Press Staff Writer

WOODLAWN CEMETERY A lawsuit between a local fraternal order and City Hall has been laid to rest.

Since last year, the Benevolent and Protective Order of the Elks in Santa Monica and City Hall have been battling over burial spaces in Woodlawn Cemetery. A settlement was approved by the City Council earlier this week.

In the settlement, the Elks will receive the right to burial for 120 graves for themselves

SEE ELKS PAGE 9

Trendy creative office space comes with challenges

BY ASHLEY ARCHIBALD
Daily Press Staff Writer

WEST L.A. Developers, financiers and prospective tenants gathered just outside Santa Monica Wednesday to discuss the ins and outs of a type of real estate that city officials expect will play a big role in the city by the sea's future — creative office.

This new type of office space figures in the 2010 Land Use and Circulation Element, as well as several proposed projects on the east side of Santa Monica. It's often more expensive to build and rent than traditional office space because of the requirements of the companies that want it, often technology or media firms looking to provide not only a

SEE SPACE PAGE 10



Daniel Archuleta *daniela@smdp.com*

LAY OF THE LAND: A row of mostly mature coral trees line the median on San Vicente Boulevard near 20th Street.

New plan to monitor trees debuts

BY ASHLEY ARCHIBALD
Daily Press Staff Writer

KEN EDWARDS CENTER The Urban Forest Task Force expressed confidence Wednesday in a new plan by Public Works officials to review and monitor work by the contractor that cares for Santa Monica's trees in the wake of accusations of poor management and sloppy practices.

The department will put out a call to arborists to conduct a survey of recently planted trees in Santa Monica's urban forest to check on the relative strength of the roots, and division employees will conduct spot checks of the contractor's work to ensure that its crews are following proper tree trimming procedures, said Martin Pastucha, director of Public Works at City Hall.

A pair of interns will go through the city cataloguing each tree in the forest and compare their findings against a database released by West Coast Arborists, City Hall's contractor, while the department develops its own database, taking the responsibility out of the hands of the contractor.

In addition, the department will review the existing agreement with West Coast Arborists, and likely change details about tree planting and maintenance so that they're in line with national standards for clarity in both care and billing that was lacking in the past, Pastucha said.

"That's where we get in some difficulty with how to price out that sort of work," Pastucha said. "If we tie it back to industry standard, there are prices that are followed by that model."

Wednesday was the first time that the task force met after the Public Landscape Division was transferred from the Community & Cultural Services Department to the Public Works Department on July 1.

Task force members seemed pleased and relieved by the response to their concerns about the state of the trees, which they have been trying to force to the front of the agenda since problems were first brought to light in late 2012.

"I'm really happy, now I can stop worrying about this as our thing that we have to carry," said Grace Phillips, the chair of the task force.

Concerns about the state of Santa Monica's urban forest were brought to the attention of the task force by Robin Beaudry, a city arborist.

Beaudry documented problems with trees in which roots were circling or girdling, conditions that can lead to the premature death of the tree.

SEE TREES PAGE 8

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What's Up Westside

OUT AND ABOUT IN SANTA MONICA

Friday, July 26, 2013

Awareness festival returns
Promenade Playhouse
1404 Third Street Promenade, 7 p.m.
The Awareness Film Festival returns to Santa Monica with a world premiere screening of "Authority & Expectations," a documentary on the Iraq war told through the story of veteran Wray Harris. The event is free to veterans. General tickets are $11. For more information, call (310) 656-8070.

Moonlit comedy
Third Street Promenade
Wilshire end, 7:30 p.m.
Cinema on the Street closes its summer line-up with a screening of the comedy "Three Amigos!" starring Steve Martin, Chevy Chase and Martin Short. The event is free. For more information and to RSVP, visit www.downtownsm.com.

ChatRoulette on stage
The Westside Comedy Theater
1323-A Third Street Promenade, 9 p.m.
Long-form improvisers, The Waterbrains, present "Chat Rou-Live," a one-of-a-kind comedy show built around live input from ChatRoulette users around the world. Admission is $10. For more information, call (310) 451-0850.

Saturday, July 27, 2013

How's your health?
Third Street Promenade
12 p.m. — 5 p.m.
The Santa Monica Chamber of Commerce is holding its annual Well-Being, Health and Fitness Festival, featuring roughly 70 local vendors with free fitness classes, health screenings and product samples. Fitness trainers will compete for the title of "Toughest Trainer" by performing their own fitness routines. Doctors from the Santa Monica-UCLA Medical Center will be at the fair to answer questions. For more information, visit www.smchamber.com.

Pulitzer play
Main Library
601 Santa Monica Blvd., 2 p.m.
The Santa Monica Rep theater company will perform a staged reading of Margaret Edson's Pulitzer Prize-winning play, "Wit," a story of an English professor who reflects on her life after being diagnosed with terminal ovarian cancer. A discussion with the cast and crew will follow the performance. The event is free and open to the public. Call (310) 458-8600.

Knitting and tea
Fairview Library
2101 Ocean Park Blvd., 3:30 p.m. — 5:30 p.m.
The library is hosting a knitting session with tea. The event is open to the public. For more information, call (310) 458-8681.

Artist talk
Atrium Gallery
1639 18th St., 4 p.m.
Iranian native Shagha Ariannia will give a talk about her art exhibit called "Two Americas Away," which explores the differences between her home in Iran and her home in the U.S. She will discuss her thoughts on nationalism, immigration and global power relationships. For more details, call (310) 453-3711.

One-woman show
Santa Monica Playhouse
1211 Fourth St., 8 p.m.
Singer and songwriter Shelley Fisher will give a solo performance of the musical comedy "The Hebrew Hillbilly," a play with 14 songs all written by Fisher and piano accompaniment by musical director Ken Hirsch. Tickets cost $17.50. For more details, call (310) 394-9779.

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

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

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





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COMMUNITY BRIEFS

THIRD STREET PROMENADE

Festival for health

The Santa Monica Chamber of Commerce is holding its 28th annual Well-Being, Health and Fitness Festival on the Third Street Promenade this Saturday, July 27.

The event is a showcase for roughly 70 local vendors that provide various health services.

Attendees can participate in free fitness classes, health screenings and giveaways at the event. Physical trainers will compete for the title of "Santa Monica's Toughest Trainer" by performing their best fitness routines in the second annual contest.

The festival's main sponsor, the Santa Monica-UCLA Medical Center, will also have doctors at the event to answer questions.

The event takes place Saturday from 12 p.m. to 5 p.m.

– KRISTEN TAKETA

SUNSET BOULEVARD

Freeway off-ramp closure on the 405

The northbound 405 Freeway off-ramp to Sunset Boulevard will be closed for about four months starting on Aug. 3, according to a Los Angeles Metro press release.

Motorists who normally use the Sunset off-ramp are advised to plan for longer travel times and alternative routes, take public transit instead of driving and avoid unnecessary trips to reduce traffic.

Those traveling westbound on Sunset are encouraged to instead use the westbound off-ramp to Wilshire Boulevard from the I-405 to northbound Sepulveda Boulevard, then travel to eastbound Sepulveda Way and then to westbound Sunset.

At night, motorists are advised to take the westbound Wilshire off-ramp, turn right on San Vicente Boulevard, right on Barrington Avenue and left onto Sunset.

For motorists going east on Sunset, they are advised to take the east Wilshire off-ramp to northbound Veteran Avenue and eastbound Sunset.

L.A. Metro is closing the off-ramp for an extended period of time to create a longer off-ramp that will hold 60 percent more vehicles and prevent traffic blockages that intrude onto the freeway, according to the statement.

During the off-ramp closure, Sepulveda Boulevard will be entirely closed from Montana Avenue to Moraga Drive from 10 p.m. to 6 a.m.

– KT

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File photo

WORKING IT: **Athletic trainers participate in last year's Well-Being, Health and Fitness Festival on the Third Street Promenade.**

Businessman says Bulger stuck shotgun in his mouth

DENISE LAVOIE
AP Legal Affairs Writer

BOSTON A real estate developer on Thursday described a harrowing encounter with James "Whitey" Bulger, recounting how the reputed gangster shoved a shotgun in his mouth and threatened to kill him and his family if he did not pay $200,000.

Richard Buccheri described the 1986 meeting while testifying in the racketeering trial of Bulger, who is charged with participating in 19 killings during the 1970s and '80s, as well as numerous extortions while he allegedly led the Winter Hill Gang.

Buccheri, 73, elicited gasps from spectators in the packed courtroom as he relayed how Bulger first slammed his hand on a table in anger, then threatened him with two different guns.

Buccheri said he was summoned to meet with Bulger after he gave advice to a neighbor who was involved in a dispute over the property line between his property and another neighbor's property. He learned later that Kevin Weeks, one of Bulger's close associates, was in the process of buying one of the properties.

Buccheri said that when he walked into the meeting, Bulger was sitting at a table.

"We sat down and Mr. Bulger says to me, he says, 'You know, Rich, sometimes you could keep your mouth shut,'" Buccheri said.

He said Bulger then pounded the table with his hand and said, "Do you know that Kevin Weeks is my surrogate son?"

"With that, he takes the shotgun that was on the table — he sticks it in my mouth," Buccheri said.

He said Bulger then told him he was not going to kill him then, but said, "It's going to cost you."

When Bulger told him he would have to pay him $200,000, Buccheri said he expressed surprise. He said Bulger then put a .45-caliber handgun to his head and said, "If you don't pay me in 30 days, I'm going to kill you and your family."

Buccheri said Bulger told him to make arrangements to pay his partner, Stephen "The Rifleman" Flemmi, and he later gave Flemmi a check for the full amount.

Buccheri said the meeting took place at a cabana behind Flemmi's mother's house in South Boston. Years earlier, Buccheri had built the cabana at Flemmi's request. Flemmi testified that the gang kept a stockpile of guns in the cabana, in a space he cut into the wall.

During cross-examination, Bulger's lawyer Hank Brennan focused on Buccheri's long friendship with John Martorano, a convicted ex-hit man for Bulger, and James Martorano, his brother and a Bulger associate.

"I really didn't know what they did for a living," Buccheri said, after acknowledging that they were close

SEE **BULGER** PAGE 10

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LETTERS TO THE EDITOR

Send comments to editor@smdp.com

Beef with development

Editor:

I know I am showing my age, but where is the beef in the pro-development arguments?

For decades we have been told "increased tax base" and "new opportunities" and "growth," etc.

Where are the bean counters when we need them?

What has the, let's say, last decade of growth given us on the positive/pro side? Better schools? More security? Better response times for fire and police? Less vagrants and panhandling at bus stops? Connectability and more economical Internet and phone service? Easier commutes? Safer walks? Better transit service intra-city? (Do they even print schedules anymore? They can't keep a schedule due to traffic.) Less noise? Fewer jets overhead? Fewer sirens? Fewer road closures and detours? Wider sidewalks (I mean the ones that are not closed)?

I think not since you, City Hall, has added buttresses and extended sidewalk dining into the former public right-of-way! And your newly protected class of cyclists use the sidewalks since they think your bike lanes are not safe, or so they tell me when I remind them sidewalk cycling is against the city laws.

I may not be up on the latest hi-tech and apps like the young ones, but I can tell you by my old stopwatch and adding machine that nothing is faster in Santa Monica, service isn't better, and nothing is less expensive, at least for the staples that count. The infrastructure is not improved. It is the same as when I was born here, but with more wear and tear and demands on it.

The skies, the ones I can still see beyond the high-rises, are not bluer. The surfers tell me the surf ain't what it used to be either.

So back to my original point: Where is the beef?

Dorian Nguyen
Santa Monica

Not for the people

Editor:

I find it quite interesting that the people against the removal of the Village Trailer Park are so dismayed that they finally lost the fight.

First of all, Marc Luzzatto owns the property; it is his to do with as he chooses. Contrary to the beliefs of some leaders running this city, we are not a communist nation. Land ownership in this country still affords owners property rights, at least for the moment. The years of delays in Mr. Luzzatto's ability to develop his own property must have been very frustrating and extremely expensive.

I am completely against the eyesore that is planned to be built on the site, but the fact is that the City Council and the Planning Commission approved the design. It will look like a slum, resembling the design and architectural themes of North Korea and will be so very unattractive. For the people and families that are placed there or are forced to live there by financial constraints, how can you be happy living in boxy, cell-like units, with little or no airflow?

But your city leaders and planners have decided that it is what is best for you, and you have repeatedly given them the power to make these life-changing decisions for you, because you always re-elect them.

For those of you that thought Santa Monicans for Renters' Rights and the Rent Control Board are there to protect you, have you got a clue yet? Have you just now figured out that [those] running both don't care about you at all? They are always cloaking their decisions, making processes to look like they are "for the people," while the real priority is to make sure they keep their jobs and fund their retirement accounts. Wake up, "sheeple," they are politicians and only care about themselves.

Stop complaining and whimpering and do something about it. Vote them out or recall them.

Lori Emerson
Santa Monica

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Laughing Matters

Jack Neworth — Send comments to editor@smdp.com

Braun didn't use his brain

IT'S PROBABLY NO WORSE HERE THAN in other countries, but America certainly has a long history of being, shall we say, less than truthful. After essentially stealing their land, our myriad of broken peace treaties with the Native Americans comes to mind. This even could apply to the heartwarming tale we were taught in school about George Washington and the cherry tree.

Apparently, when George was 6 years old he was given a beautiful hatchet. He then proceeded to chop down everything in sight, including his father's favorite cherry tree. (Why George had to chop down everything seems a bit odd, but evidently that's just the way he rolled.)

When George's father discovered what happened, he stormed into the manor and demanded to know who was responsible. (Today, George might have lawyered up or, at a minimum, dialed Child Protective Services.)

But indicative of his fine character, young George confessed on the spot, "I cannot tell a lie, father, I did cut it with my little hatchet." (Give me a break.) Immediately, the anger died out of his father's face, and taking the boy in his arms, he said tenderly, "My son, that you should not be afraid to tell the truth means more to me than a thousand trees!" (Frankly, I'm getting nauseous.)

The point is, the cherry tree and Georgie's endearing confession, they never happened. Pure PR. Cut to 235 years later, President Richard Nixon tells a spellbound nationwide TV audience, "I'm not a crook." (You could almost see his nose growing.)

Nixon soon became the only president in history to resign. But instead of going to jail, as did his cronies, he was pardoned by Gerald Ford, the vice president whom he had appointed only a month earlier.

There's an old joke, "How do you know when a politician is lying? When his lips are moving." So it is, as a country we've endured "I did not have sex with that woman, Miss Lewinsky," or "We not only know there are WMDs in Iraq, we know where they're located." (Which caused more lives lost? If you don't believe WMDs was a lie I have some swampland in Florida I'd like to sell you.)

If it used to be politicians lie when their lips move, thanks to Ryan Braun and others, it's now also applicable to baseball players. As Paul Simon ruefully lamented, "Where have you gone, Joe DiMaggio? A nation turns its lonely eyes to you."

Braun grew up in Granada Hills and was a local boy who made good. Or so we thought. Ryan Joseph Braun, nicknamed "The Hebrew Hammer," is a left fielder for the Milwaukee Brewers and, until recently, was considered one of the best active players in Major League Baseball. Now he's considered just another "cheater."

In 2011, Braun won the National League's MVP award, but apparently did so with the help of PEDs (performance enhancing drugs). In December of 2011, Braun tested positive for elevated levels of synthetic testosterone and was hit with a 50 game suspension.

Braun immediately appealed the action saying, "I'd bet my life those drugs aren't in my system." Given his golden boy status everybody believed him. Kind of.

Having put on a "vigorous" defense as only multi-millionaires can, in February, 2012 Braun became the first player in MLB history to have his suspension lifted. By a vote of 2-1 the arbitrators had upheld his appeal. (Albeit, on a technicality.)

Instead of quietly returning to baseball, Braun ripped MLB and boasted of his innocence. "This vindicates everything I stand for and value in life." Online, his good friend, Green Bay quarterback Aaron Rodgers, backed him up. Apparently doing a Mitt Romney impression, Rodgers tweeted about Braun's innocence, "I'd put my salary next year on it. #ponyup #exonerated." Rodgers salary is $39.5 million! (Just be grateful I didn't reprint Anthony Weiner's tweets.)

Causing great disappointment to kids and fans all over the country, as part of the Biogenesis scandal, this week Braun admitted that he had used PEDs. Given the evidence against him, he eagerly cut a deal with MLB, accepting a 65 game suspension. Though he'll likely be forever disgraced in baseball we shouldn't feel too sorry for him.

Next year Braun will return to the game and play the remaining seven years and $117 million of his $145 million contract. He's a tad better off than Shyam Das, the longtime arbitrator who headed Braun's hearing and was subsequently fired by MLB in May, 2012. Or Dino Laurenzi, Jr., the collector of Braun's urine sample who has two master's degrees and whom Braun accused of "tampering." Maybe Braun could spare some of his $117 million so Dino could buy back his reputation?

There's a cynical expression circulating these days, "If you're not cheating you're not really trying." I'll bet Joe DiMaggio would have disagreed.

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It takes a 'war room' to launch Netflix's series

MICHAEL LIEDTKE
AP Technology Writer

LOS GATOS, Calif. Netflix's Internet video subscription service works around the clock, but it's unusual for more than two dozen of the company's engineers and top managers to be huddled in a conference room at 10:30 on a midsummer Wednesday evening.

This is a special occasion. It's near the end of a grueling day that will culminate in the premiere of "Orange Is The New Black," the fourth exclusive Netflix series to be released in five months. The show's first episode is called "I Wasn't Ready," and everyone in the room has been logging long hours to ensure that the title doesn't apply to the debut.

Netflix Inc. invited The Associated Press to its Los Gatos, Calif., headquarters for an unprecedented glimpse at the technical preparations that go into the release of its original programming. The shows have become the foundation of Netflix's push to build an Internet counterpart to HBO's premium cable channel.

"This is Silicon Valley's equivalent of a midnight movie premiere in Hollywood," says Chris Jaffe, Netflix's vice president of product innovation.

Netflix made a name for itself as a DVD-by-mail provider and an Internet video streaming business mainly by offering content from other companies. Lately, the company has been releasing its own content as a way to hook new customers on its $8-per-month streaming service.

The company promised its 37.6 million worldwide subscribers that they can start watching all 13 episodes of its latest original series at the stroke of midnight, Pacific Time, on July 11. So Jaffe and Netflix engineering director Bob Heldt have summoned a battalion of key employees to a conference room named after "Dark Passage," a 1947 film noir starring Humphrey Bogart and Lauren Bacall.

On this night, the setting has been transformed into Netflix's version of a war room. The engineers are flanked by seven flat-screen televisions on one side of the room and two giant screens on the other. One big screen is scrolling through Twitter to highlight tweets mentioning "Orange Is The New Black," an offbeat drama set in a women's prison. The other screen is listing some of Netflix's most closely guarded information — the rankings of videos that are attracting the most viewers on an hourly basis.

If all goes well, the pizza and snacks that Netflix's bleary-eyed workers have been munching will be washed down with a champagne celebration after the show starts streaming.

"This will be a successful night if we are here at midnight and it turns out that we really didn't need to be because there were no problems," says Yury Izrailevsky, Netflix's vice president of cloud computing and platform engineering.

The mission is to ensure each installment of "Orange Is The New Black" has been properly coded so the series can be watched on any of the 800 Internet-connected devices compatible with Netflix's service.

It's a complex task because Netflix has to account for viewers who have different Internet connection speeds, various screen sizes and different technologies running the devices. About 120 variations of code have been programmed into "Orange Is The New Black" to prepare it to be streamed on Netflix throughout the U.S and 39 other countries. Another set of engineers had to ensure foreign-language subtitles and dubbing were in place and streaming properly.

Others are still checking to make certain that the English dialogue properly syncs with the video being shown at different Internet connection speeds. Just before another Netflix series, "House of Cards," debuted in February, engineers detected two minutes of dialogue that was out of sync with video played on iPhones at certain speeds, prompting a mad scramble to fix the problem before the series was released to subscribers.

Netflix typically doesn't have to go through all these steps when it licenses content that has previously been shown in theaters or on TV networks. Much of the technical work already has been done on the recycled video, leaving a minimal amount for Netflix's internal team to do. Not so with the original programming being made expressly for Netflix.

"We have to start from scratch with these original series," Heldt says.

Netflix CEO Reed Hastings is so confident that his team will get it right that he doesn't feel a need to show up in the war room, or even bother to stay up late to make sure everything is going smoothly. "They know what they are doing and I know everything will be working great, so I can see the episodes in the morning," he said.

The stakes and anticipation surrounding Netflix's original series are much higher than with non-original programming from Netflix's library.

Netflix hasn't revealed how much it paid for each series, but Hastings has estimated the company will spend about $200 million

SEE **SERIES** PAGE 6

The Q Line

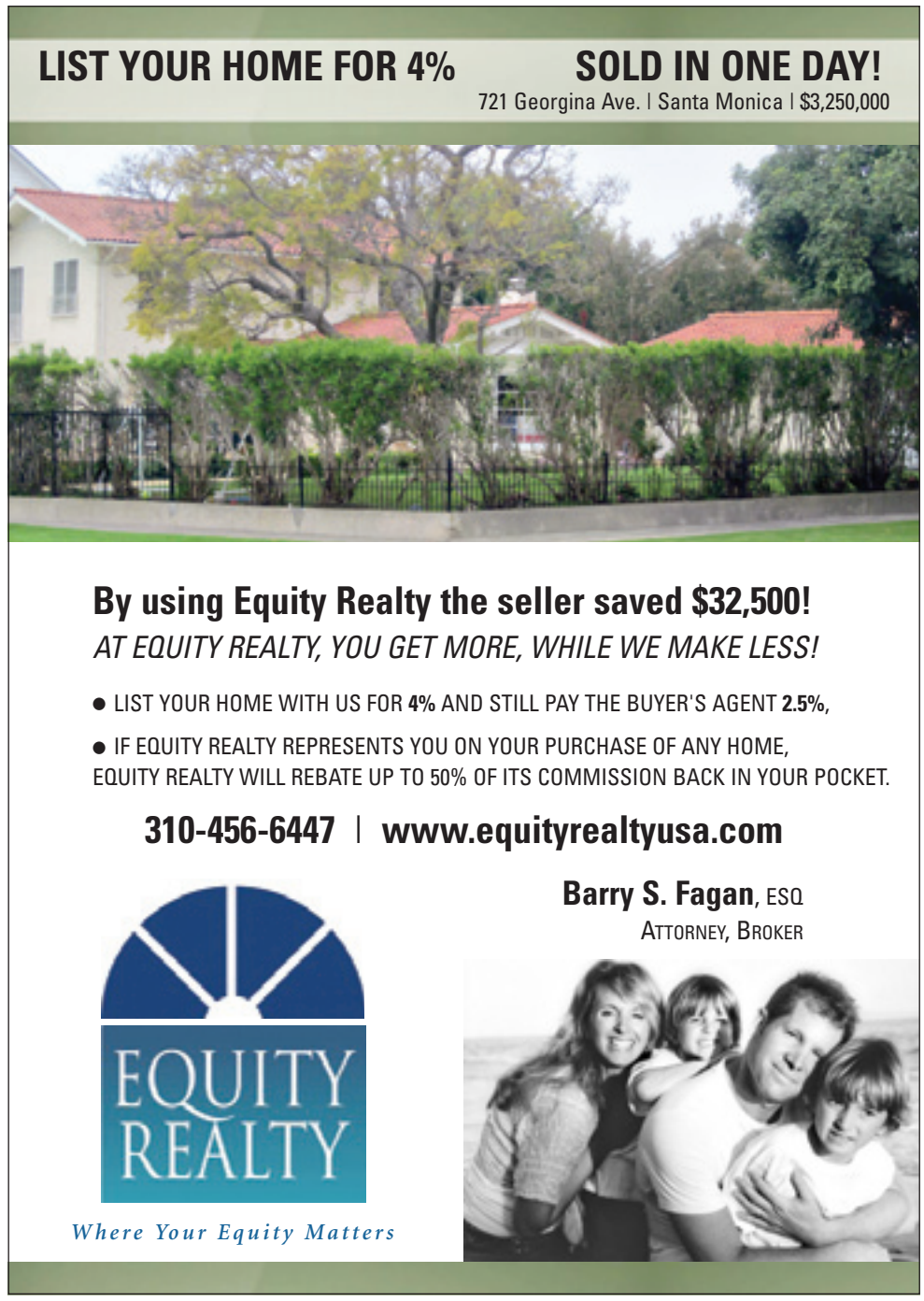
Paying to play

City officials are considering a new fee on developers to pay for future parks to serve residents attracted to the city.

So, this week's Q-Line question asks:
Do you think it is wise to impose another cost to develop property in Santa Monica and why?

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







SERIES
FROM PAGE 5

annually during the next few years on original programming. That represents about 10 percent of Netflix's roughly $2 billion budget for video licensing.

The original series also are being given a bigger piece of Netflix's $450 million annual marketing budget as the company tries to exploit the shows to boost subscribership. Netflix gives newcomers a month to test the service for free, which gives the company a chance to impress viewers with the quality of programming in its library. Any kind of technical glitch with a new series such as "Orange Is The New Black" would likely be a quick turn-off.

At the same time, Netflix is counting on the original programming to reduce the number of subscribers who drop the service. This is important because Netflix charges by the month, making it easy for its subscribers to drop the service as soon as they conclude there's nothing interesting to watch. Netflix's cancellation rates usually hovered between 4 percent and 5 percent until the company stopped disclosing the figures last year.

Subscribers keep Netflix afloat because, like HBO, the company doesn't subsidize its programming with commercials.

As part of its efforts to keep customers on board, Netflix tries to target promotions about its original series at subscribers most likely to enjoy the themes and approach, based on an analysis of their past viewing habits.

Netflix believed "Orange Is The New Black" would have wide appeal because the series is the handiwork of Jenji Kohan, the creator of critically acclaimed "Weeds," which aired for eight seasons on the Showtime cable channel. All 102 episodes of "Weeds" are now available on Netflix, providing valuable information about the number of subscribers who are likely to be interested in "Orange Is The New Black." Netflix has been pitching the new series to all subscribers who watched all or most of the "Weeds" episodes. The new series also is linked with other shows that share its characteristics, such as "strong female leads."

This matching system has become so finely attuned to the tastes of Netflix's audience that the company estimates its recommendations now steer its subscribers to three-fourths of the video watched on the service.

Netflix's emphasis on original programming has worked out well so far. "House of Cards, a political drama starring Kevin Spacey, became the first made-for-the-Internet series to be nominated for multiple Emmys in major categories. The series received nine nominations, including outstanding dramatic series and best actor and actress in a drama. "House of Cards" also helped Netflix add more than 2 million subscribers during the first three months of the year.

Two other Netflix exclusives, "Hemlock Grove" and a revival of "Arrested Development," rolled out in April and May. On Monday, Netflix said those series helped its service add 1.2 million global subscribers during the three months ending in June. Investors had been hoping for even bigger customer gains, increasing the pressure on the "Orange Is The New Black" to help Netflix deliver on its projection of about 2 million additional subscribers worldwide during the July-September quarter.

Investors clearly like the way things have been going. Since the end of last year, Netflix's stock has nearly tripled in value to about $250. The rally has recovered most of the losses from a sell-off that began two years ago after the company imposed service changes that raised its prices by as much as 60 percent and triggered mass customer cancellations. The stock had peaked at around $305 at the time of the backlash.

About a half-hour before the debut of "The Orange Is The New Black," many subscribers are eagerly awaiting the series' release.

The activity on Twitter has accelerated and includes some messages from subscribers on the East Coast who mistakenly thought "Orange Is The New Black" would be available starting at midnight in their time zone. Netflix's rankings of its most-watched video lists the series trailer as number eight in the pecking order. The company wouldn't allow the AP to reveal the titles of the other top-ranking videos as a condition of being allowed in the war room.

Finally, midnight strikes and the engineers are scurrying to different devices to see if "Orange Is The New Black" is streaming without glitches.

One employee reports that it's working fine on Apple TV, one of the world's most popular ways to stream Internet video to flat-screen televisions. Similar reports come in about how the series is appearing on the Xbox, PlayStation and Wii video game consoles, other major conduits. No issues on the Netflix application for the iPad either, but one employee raises concerns, saying the series trailer is the only thing available on the iPhone app. The warning turns out to be a false alarm. The app just needed to be refreshed.

All the subtitles in different languages are working fine, too.

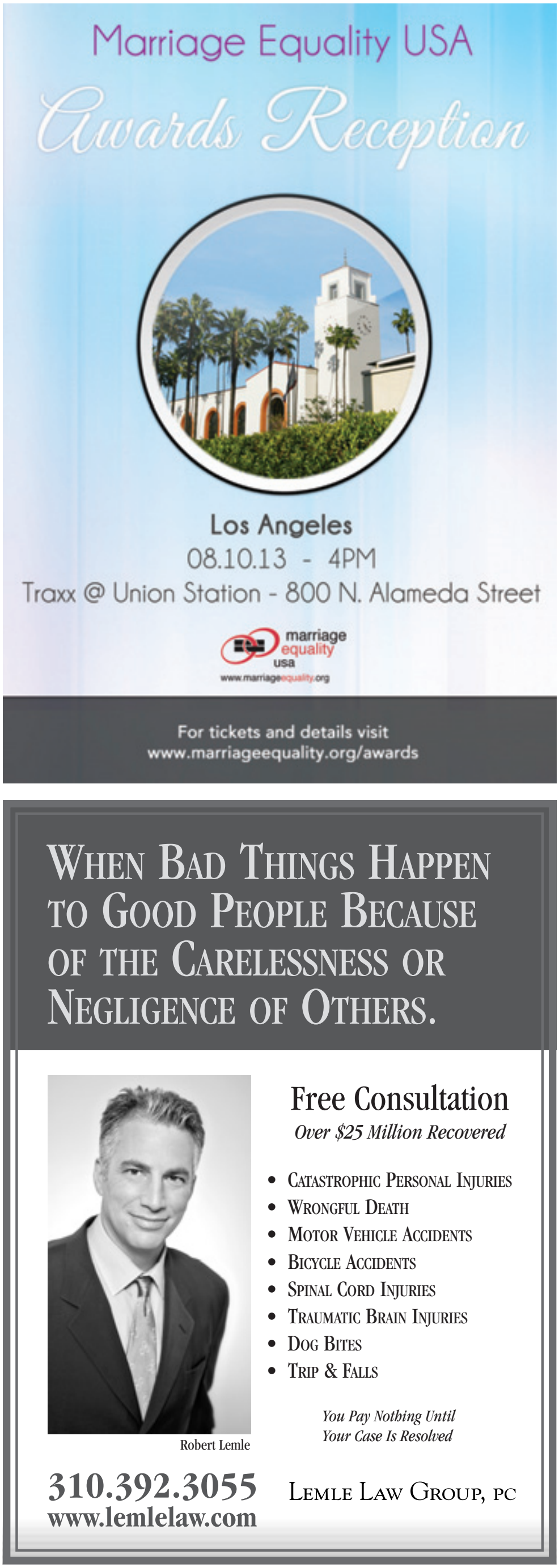
"Anyone seeing any issues, anything at all?" Jaffe yells across the war room as he looks around at all the employees gazing into their devices and staring at big-screen TVs. "It sounds like we are in good shape."

Just how smoothly things are going becomes apparent on the list of Netflix's most-watched shows.

Just seven minutes after its release, the first episode of "Orange Is The New Block" has grabbed the No. 9 slot. It takes less than a half-hour for it to move up to Netflix's third-most watched video, even though it's way past prime time in the U.S., where 29 million of the company's subscribers are located. Without specifying the total viewership, Netflix revealed on Monday that more subscribers watched "Orange Is The New Black" during its first week on the service than any of its other original series.

About 35 minutes after the series' debut, Jaffe and Heldt uncorked the champagne raised a toast to their co-workers to celebrate the successful start.

Before the summer is over, they'll return for another late night in the war room to troubleshoot the Sept. 12 debut of Netflix's next original series, "Derek."





CRIME WATCH
BY DAILY PRESS STAFF

Case of the scorned lover

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.

SUNDAY, JULY 21, AT 5:36 P.M.,
Officers responded to the rear of American Apparel — 2654 Main St. — regarding a report of an assault with a deadly weapon. A man told officers that he met with a guy he had an off-and-on relationship with for the past three years to say good-bye as the man was leaving the state to go to rehab. The suspect, who police identified as Shayn Kaz, 26, of Venice, handed the alleged victim a bracelet. As the alleged victim reached out for it, he noticed Kaz had a knife in his other hand. The bracelet fell to the ground, at which point Kaz allegedly punched the victim, who then ran back into the store to call police. Officers located the suspect at Lincoln Boulevard and Ashland Avenue and placed him under arrest for brandishing a weapon and battery. His bail was set at $25,000.

SATURDAY, JULY 20, AT 10:43 P.M.,
Officers on patrol along the 1000 block of Pico Boulevard saw a man riding his bike on the sidewalk in violation of the Santa Monica Municipal Code. Officers stopped the man and learned that he had a local warrant for his arrest. Officers searched the suspect and found tin cutters. When asked about the bicycle, the suspect gave several stories on how he obtained the tool. Finally he told officers that someone stole his skateboard so he used the tin cutters to break a lock and steal the bicycle, which was parked on the 700 block of Broadway. Officers located the discarded lock along the 700 block of Olympic Boulevard and placed the suspect under arrest for possession of stolen property and burglary tools. He was identified as Andrew Site, 31, a transient. His bail was set at $20,000.

THURSDAY, JULY 18, AT 7:12 P.M.,
Officers were investigating a burglary that took place on the 1700 block of Dewey Street when they saw a woman sitting on or near their patrol vehicle, blocking their access. Officers spoke with the woman, who said she was waiting for a friend to pick her up. Officers said she showed signs of being under the influence of drugs. Further investigation revealed that the woman, identified as Windy Franklin, 30, a transient, was on meth. She was placed under arrest and her bail was set at $2,500. As officers were talking with her, the friend drove up. Officers made contact with the friend and discovered that he was using someone else's identity, they said. The suspect, identified as Ronald Zuzzio, 45, of Santa Monica, was placed under arrest. Officers searched the car and allegedly found Zuzzio to be in possession of 22.16 grams of meth for sale. He also allegedly had drug paraphernalia. He was placed under arrest for possession of a controlled substance for sale, possession of narcotics, appropriation of lost property and possession of drug paraphernalia. His bail was set at $30,000.

THURSDAY, JULY 18, AT 8:01 P.M.,
Officers were conducting a periodic check of the 1800 block of Alley 13 when they saw a man walking in the alley. Officers approached the man to speak with him and were allegedly given permission to search him. Once they did they said they found a glass pipe commonly used to smoke drugs. The suspect was placed under arrest for possession of drug paraphernalia. He was identified as Randy Bressler, 43, a transient. His bail was set at $250.

WEDNESDAY, JULY 17, AT 6:54 P.M.,
Officers responded to the Loews Hotel on Ocean Avenue regarding a report of fraud. When officers arrived they spoke with an employee at the hotel who told them that someone had called to say her credit card was being used at the hotel, however, she was in Washington where she lives and did not give anyone permission to use the card. Officers were able to confirm that the card had been used illegally and that the suspects were still registered at the hotel. Officers went to their hotel room but found no one there. Officers left and waited for the suspects to return. When they did, officers rolled out to the scene and detained three people, including one juvenile. In the hotel room officers recovered merchandise believed to have been purchased using the stolen credit card information. After questioning the suspects, officers determined Dewana Maxie, 21, of Suisun City, Calif., used the credit card information to get the hotel room and make purchases with her 8-year-old son in tow. A male companion, identified by police as Darrell Curry, 30, of Oakland, Calif., allegedly helped Maxie make the purchases. Officers arrested Maxie for false impersonation, burglary, theft, receiving stolen property, willful cruelty to a child, conspiracy, several fraud charges and a probation violation. No bail was set. Curry was booked for burglary, conspiracy and receiving stolen property. His bail was set at $50,000.

WEDNESDAY, JULY 17, AT 9 A.M.,
Officers responded to the corner of 32nd Street and Ocean Park Boulevard regarding a man wanted for stealing a vehicle. Police were informed by an auto repair shop owner that when he returned to his business he noticed that it had been burglarized and that the keys to a Honda were missing. He went down to a nearby hotel and saw the car in the parking lot. He spoke with the hotel manager and learned that the suspect was in his room. He confronted the suspect and recovered the keys to the car and some stolen items. The suspect then fled before police arrived. Officers located the suspect a short distance away. After their investigation, officers said the suspect broke into several vehicles in the hotel parking lot. He was placed under arrest for burglary, receiving stolen property, vehicle theft and tampering with vehicles. He was identified as Louis Katz, 39, of Altadena, Calif. His bail was set at $25,000.

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



TREES
FROM PAGE 1

He alleged in a letter to the District Attorney's Office that West Coast Arborists had conspired to purchase and plant bad trees, and then charged City Hall to replace them.

Former Community Forest Supervisor Randy Little requested a report by HortScience, a firm that consults on urban forests, which reviewed 54 trees to get a sense of the relative health of the urban forest.

The review Pastucha announced Wednesday night would have to include almost 500 trees out of the roughly 2,700 that West Coast Arborists planted in the past five years to get a statistically valid sample, he said.

City Hall also hired Management Partners, a consulting firm, to review the work of the Public Landscape Division and how its leadership dealt with the West Coast Arborists contract.

That review found no wrongdoing, just bad accounting practices, although Management Partners did not complete a forensic audit. City officials promised a thorough look at invoices issued by West Coast Arborists and subsequent payments by the office.

They also requested that West Coast Arborists turn over control of a database in which their workers accounted for the planting and replacement of trees.

Pastucha revealed preliminary information culled from that database Wednesday that shows the number of trees planted and replanted over the course of the last five years.

In that time, West Coast Arborists planted 2,709 trees and replaced 192, charging City Hall for 170. They also found 73 trees that were dead as of June 30, 2013 and another 71 empty holes where trees were supposed to be.

While task force members were happy with the response, and even chose not to send a letter to the City Council outlining previously held concerns, they were worried that Pastucha did not have the employees he needed to put the ambitious work plan into place.

Beaudry is out on medical leave and both Community Forester Walt Warriner and Little left within months of each other.

The interns will be working through September, and Pastucha hopes to have the community forester position filled by November.

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Daniel Archuleta *daniela@smdp.com*

FINALLY A FINAL RESTING PLACE: The Benevolent and Protective Order of the Elks has come to a settlement with City Hall over burial plots in the Block 16 of Woodlawn Cemetery.

ELKS
FROM PAGE 1

and family members while City Hall will have exclusive rights to 414 graves, which it can sell to the general public, according to city officials.

In total, Block 16 of Woodlawn Cemetery contains a little less than 900 graves. As of April, 2011, 534 grave sites remained available for interment, Jeanette Schachtner, deputy city attorney, said.

"The city is very happy that all parties reached an amicable resolution," she said. "There were ongoing settlement discussions. At the end the Elks proposed the 120."

She said City Hall asked the Elks to relinquish some of those graves because the Elks aren't using them that quickly.

"The lawsuit finally resolved that issue," she said.

With the option to sell 414 grave sites, Schachtner said City Hall could make a little more than $2.2 million: $4,635 plus a perpetual care cost of $1,158.75 for each grave site.

John Peterson, attorney for the Elks, said "we look forward to having this matter concluded." Peterson, of Peterson Law Group, said he was reluctant to talk about details.

According to a complaint filed in April of last year by the Elks in Santa Monica, most of the roughly 500 spaces in a plot deeded to the Elks 100 years ago have been co-opted by City Hall for private use. In the lawsuit, the Elks demanded that City Hall compensate them for the loss of the property and loss of revenue from the spaces as well as attorney fees and the cost of the suit.

According to the complaint, City Attorney Marsha Moutrie sent a letter to the Elks on Nov. 25, 2009 informing the club that City Hall intended to claim "unimpeded rights" to all but 50 of the grave sites in Block 16. The niche spaces in the columbarium were also left to the Elks.

The Elks argued that the spaces belong to the lodge, and were deeded as such by R.C. and Frances Gillis on May 28, 1912. That property included more than just Block 16, but over the years, the Elks allowed City Hall to use other pieces of the property.

Although the Elks later transferred the property to City Hall, primarily for ease of upkeep, the action was taken with the understanding that all of the spots encompassed by Block 16 would remain with the lodge. The Elks responded in March 2010 asking City Hall not to take the sites, but a follow-up letter from Deputy City Attorney Ivan Campbell spelled out City Hall's intentions.

"The city considers Block 16 to be city property and will continue to operate the Cemetery accordingly … ," Campbell's letter stated, according to the complaint.

The Elks have operated in Santa Monica since 1904. They began as a group of actors in New York City who played a drinking game called "the cork game." Players eventually became known as the "Jolly Corks," and a large drinking society formed with headquarters over a saloon on Delancey Street, according to the Elks national website.

In February 1868, the organization decided to turn its attention to nobler things, and the Benevolent and Protective Order of Elks was formed.

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Public notice of sale is hereby given in accordance with Chapter 10 Paragraph 21700 through 21716 Civil Code Section 1988 that at 12:00PM on Aug 6th , 2013 Southwest Mobile Storage, Inc, 9551 Lucas Ranch Road, Rancho Cucamonga, Ca 91730, County of San Bernardino, State of California will sell to the highest bidder for cash:We have total of 5 cargo containers full of misc household items and furniture.We also have 3 Cargo containers for sell – 2 x 40' and 1 20', Training Associates, 8939 S. Sepulveda Blvd, Suite 110-712, Los Angeles, CA 90045

Public Notice of Sale

Public notice of sale is hereby given in accordance with Chapter 10 Paragraph 21700 through 21716 Civil Code Section 1988 that at 12:00PM on Aug 6th , 2013 Southwest Mobile Storage, Inc, 9551 Lucas Ranch Road, Rancho Cucamonga, Ca 91730, County of San Bernardino, State of California will sell to the highest bidder for cash: 2 pc set of teakwood cabinet with glass doors and teakwood dresser: Unit number 40' 885741-6, Gary Rifat, 2420 Lincoln Blvd, Santa Monica, CA 90405

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NOTICE INVITING BIDS

NOTICE IS HEREBY GIVEN that the City of Santa Monica invites sealed bids for:

BID #4099 HVAC EQUIPMENT PREVENTATIVE MAINTENANCE AND REPAIR SERVICES AT SANTA MONICA PUBLIC LIBRARY AND OTHER LOCATIONS, AS REQUIRED BY FACILITIES MAINTENANCE.

- **A mandatory job walk will be held on August 6, 2013 at 9:00 AM. Vendors are to meet at the Santa Monica Public Library, 601 Santa Monica Blvd., Santa Monica, CA 90401.**
- **Submission Deadline Is August 13, 2013 at 3:00 PM Pacific Time.**

The bid packets can be downloaded at:
- ***http://vendors.planetbids.com/SantaMonica/QuickSearch.cfm***

Request for bid forms and specifications may be obtained from the City of Santa Monica, 1685 Main Street, RM 110, Santa Monica, California, or by e-mailing your request to Regina.Benavides@smgov.net. Bids must be submitted on forms furnished by the City of Santa Monica.

Vendors interested in doing business with the City of Santa Monica are encouraged to register online at http://www.smgov.net/finance/purchasing/

SPACE
FROM PAGE 1

nice desk for their employees, but collaborative space and recreation opportunities.

The space also fits more people, in some cases up to twice as many as typical offices. That could have implications on traffic, which firms and their landlords try to mitigate by placing them near transit and providing alternate ways to get to work.

Ultimately, what makes an office "creative" varies from space to space and tenant to tenant, said Joseph Donaldson, director of facilities for Santa Monica-based Riot Games.

"I have to admit, at times my thoughts about it are still evolving," Donaldson told Brad Gross, the national director of DTZ, a corporate real estate services and facilities management firm.

Gross moderated a panel composed of creative office tenants at the Creative Office Summit, put on by events and e-publication firm Bisnow. The convocation took place in Element L.A., a 12-acre campus just outside of Santa Monica on Bundy Drive.

The space evoked the concept both panels of users and developers were trying to describe — high, curved ceilings with exposed wooden rafters capped an open layout which fit the crowd of listeners just in from the light breakfast set up in an outdoor causeway.

When it's finished, the Element L.A. campus will include basketball courts and green space, all with the same wireless Internet access available inside the four buildings that compose its primary office space.

It represents a major deviation from traditional high-rise office space for more traditional businesses like law firms as well as a bow to the changing needs of technology and other creative companies looking to locate on the Westside and the emerging market in Downtown Los Angeles.

The term can mean many things, said Peter James, senior strategic planner with City Hall.

"In Bergamot, we see lots of raw and very high ceilings, exposed plumbing, open floor plans and mezzanines in buildings that have been reused from their industrial and manufacturing past," James said. "These buildings, old as they are, often command higher rents than brand new 'class a' office space because the tenants value authenticity and style."

Those "open floor plans" mean more people in a smaller space to promote collaboration between employees while other sections of the same building may be more appropriate for "heads down," solo work.

It also has major implications on traffic patterns, since the workers often use bicycles and transit for their commutes, which often happen at odd times since the kinds of businesses that use the spaces tend to have employees that work much longer hours than the traditional 9 a.m. to 5 p.m., James said.

Employees in creative office spaces matched those in traditional offices in 2013, although it far outpaced traditional spaces in 2009 when the recession hit companies — and their pocketbooks — particularly hard.

In an attempt to downsize space rather than anything else, firms flocked to the new kind of office space, according to a report by CBRE, a global research and consulting firm.

Employees only fill their traditional office space 48 percent of the time depending on the kind of industry, according to the report.

Office space per person dropped by 70 percent between 1970 and 2012 (from 600 square feet to 176), according to a report by CoreNet Global, a leading association for corporate real estate executives. That is supposed to go up to 75 percent by 2017.

Despite those figures, proposed agreements for a development in Santa Monica by the Hines Corp. estimated roughly 286 square feet per worker, which caused the City Council to direct planning officials to make sure the figures for it and a possible agreement for the Bergamot Transit Village matched modern practice.

While the trend toward smaller offices picked up in 2009 and 2010 because of the recession, creative office space became a desirable commodity for other reasons that became costly to developers, said David Simon, executive vice president with Kilroy Realty.

The "why" on the expense question varies from space to space — creative office tenants want more amenities than their traditional counterparts, be that bicycles and associated amenities for their employees, sports courts like at Element L.A. or an agreement to bring dogs to the building.

Milan Ratkovich, development manager for the Ratkovich Co., had a fairly unusual request from his Venice tenant, Google.

"On a Thursday afternoon, they sent an e-mail asking, 'What are your insurance requirements for bringing a 4.5-ton elephant to the parking lot?'" Ratkovich said. "That's not a request a landlord gets every day."

It's a trend that landlords will have to get used to, said Howard Stern, president of Hudson Pacific Properties.

"That's the new game in town, and it's here to stay," Stern said.

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BULGER
FROM PAGE 3

friends and that he had contact with John Martorano while Martorano was a fugitive.

Assistant U.S. Attorney Brian Kelly followed up by asking Buccheri who put a gun in his mouth and who threatened his family — the Martoranos or Bulger.

"Mr. Bulger," he said.

Bulger, now 83, was one of the nation's most-wanted fugitives after fleeing Boston in late 1994 ahead of an indictment. He was finally captured in Santa Monica, Calif., in 2011.

Kelly told Judge Denise Casper that prosecutors plan to wrap up their case against Bulger following testimony from two more witnesses.

Bulger's lawyers will begin presenting their own witnesses immediately after the prosecution rests. On Thursday, the defense witness list was whittled down to a maximum of 16 after Bulger's lawyers said they no longer planned to call some people and Casper ruled that testimony from several others was irrelevant.

It is still unclear whether Bulger will take the stand in his own defense.

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Starting high school later may help sleepy teens

BETH J. HARPAZ
Associated Press

NEW YORK Quinn Cooney of Mill Creek, Wash., is excited about starting high school in September, but she's not looking forward to waking up at 5:30 a.m. to arrive on time. Classes for ninth-graders start at 7:30 a.m., 45 minutes earlier than they did in middle school.

"I think it is going to be harder to get up," said Quinn, 13. "I do think it is better to start early so that we can be finished early and do things after school, but I am worried that if I have a boring class for my first period that it will be hard to stay awake."

Decades of sleep research have confirmed what parents know: It's hard for teenagers to wake up early. Some high schools have adopted late starts around 8:30 a.m. to improve attendance and performance. But other districts say it's too complicated to shift schedules because of logistics involving buses and after-school activities.

About 40 percent of U.S. public high schools open before 8 a.m., according to the U.S. Department of Education's National Center for Education Statistics, with just 15 percent starting 8:30 a.m. or later. In districts where early starts are necessary because the same bus does multiple runs for high school, middle school and elementary students, teens often get the early shift.

That's the case in Anne Arundel County, Md., where public high schools start at 7:17 a.m. and buses start running at 5:50 a.m. Lisa Rodvien taught high school there, in Annapolis, and says attendance at her first-period classes was "as low as 50 percent or below." Among those who showed up, "I would definitely see three or four kids with their heads down. You walk over to them to wake them up and get them to sit up, and you see that they're exhausted."

Earlier this year, Anne Arundel school officials laid out options for delaying start times to anywhere from 7:32 a.m. to 9:45 a.m. along with potential complications, such as additional costs if buses are added, child care issues where late-day schedules might prevent teens from picking up younger siblings after school, and implications for teams if they end up playing in the dark. Bob Mosier, spokesman for Anne Arundel schools, said no decisions have been made.

But the focus on logistics is frustrating for Heather Macintosh, spokeswoman for a national organization called Start School Later that's headquartered in Annapolis. "What is the priority?" she said. "It should be education, health and safety. All the other stuff may not be perfect — you may have to have your violin lesson before school or install lights on your field (for sports) — but it will work itself out."

Megan Kuhfeld, a graduate student at the University of California-Los Angeles who's been studying late-start debates since she was an undergrad at Duke University in North Carolina, surveyed some 35 districts that switched to later starts and found most were glad they'd made the switch. Not only did students benefit, for the most part, but "the things people had feared — how transportation would be affected, how sports would be affected — became the new normal and people adjusted," she said.

But Kuhfeld knows firsthand the pros and cons of late-start high schools, having attended one in Chapel Hill, N.C. "I enjoyed waking up later than everyone in the area next to me where there were early start times," she said, but as a member of the tennis team, she had to miss sixth and seventh period classes to compete at other schools. In junior and senior year, that meant AP classes had to be made up. "It was hard to balance everything," she said. "I'd get home at 8 p.m. and hadn't had dinner yet."

Still, advocates say several studies show the benefits of late start schools outweigh the drawbacks. In 1996, high school start times in Edina, Minn., changed from 7:20 a.m. to 8:30 a.m. The change improved attendance, decreased tardiness and left kids more alert, better prepared and even less depressed and less likely to visit school nurses, according to studies led by Kyla Wahlstrom, director of the Center for Applied Research and Educational Improvement at the University of Minnesota. By the end of the first year, 92 percent of Edina parents also said they preferred the later start, Wahlstrom said.

Following Edina's lead, Minneapolis, with an urban, low-income population that was very different from Edina's affluent suburban kids, also decided to delay public high school start times, from 7:15 a.m. to 8:40 a.m. A five-year study there showed the new schedule "statistically improved graduation rates because kids who had been sleeping through their first hour were not short on credits," Wahlstrom said. "When kids were short on credits, they would say, 'I'm going to drop out of school.'" Today Minneapolis high schools start between 7:56 a.m. and 8:30 a.m., but none have gone back to 7:15 a.m.

The National Sleep Foundation says Wahlstrom's study of Minnesota schools demonstrates that "changing to later start times is beneficial." Other studies published in the Journal of Clinical Sleep Medicine suggest late school starts may even reduce teen driving accidents, presumably because kids are less drowsy. A study from 2007-2008 found "significantly" higher teen crash rates in Virginia Beach, Va., than in a similar district in nearby Chesapeake where classes started 75 to 80 minutes later. A similar study in the late 1990s found crash rates for teen drivers dropped 16.5 percent in a Kentucky district after high school openings went from 8 a.m. to 9 a.m.

Despite studies documenting good results for late starts, other concerns often carry the day. When a late start was proposed in Columbia, Mo., in the late 1990s, people understood the sleep issues, but "there were lots of other pragmatic concerns," recalled Harris Cooper, a school board member at the time. "No. 1 was after-school activities, especially athletics and whether or not it meant that student athletes would end up having to leave school earlier and miss academic work."

And since buses there ran double routes, elementary schools would have had to take the early opening shift. "Parents of the younger kids complained that in winter, it meant their 6-year-old would have to stand out in the dark and cold an hour earlier," said Cooper, who now teaches at Duke, where Kuhfeld was one of his students. "You don't think about these things as a school board member until you have a mother come up and say, 'I don't want my 6-year-old standing out in the dark in December.'" Parents also worried that first-graders eating breakfast before boarding the bus at 7 would be hungry for lunch by 10.

Yet often, young children are natural larks — up with the sun — while adolescents become more owl-like as puberty progresses. Groundbreaking studies done in sleep labs in the 1980s first documented teens' natural late-to-bed, late-to-rise sleep cycles, "and every study that's been done since finds the same thing," said Amy Wolfson, a sleep expert and psychology professor at College of the Holy Cross in Worcester, Mass.

Wahlstrom says research shows teens don't get sleepy until around 10:45 p.m., when their bodies begin to secrete melatonin, but once they fall asleep, they stay asleep for about nine hours and 15 minutes, waking at around 8 a.m. "It's a factor of human biology that studies have replicated in Brazil, Italy, Israel and Korea," Wahlstrom said. "All have found identical sleep-wake patterns in teenagers. It's a human phenomenon, not geared to any culture."

These inborn sleep cycles explain why students often slumped at their desks in Rodvien's 7:17 a.m. classes in Annapolis. "I don't think most people understand how big of an impact this has both on kids' behavior in class and also getting to class," she said. This fall, though, she won't have to deal with it. She's switching to a middle school, where "it's going to be drastically better. School starts at 8:45."

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NOTICE OF A PUBLIC HEARING
BEFORE THE SANTA MONICA PLANNING COMMISSION

City of Santa Monica

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

2013-2021 Draft Housing Element – Release of Public Review Draft: The Commission will review and provide comments on the first draft of the 2013-2021 Housing Element, an update of the 2008-2014 General Plan Housing Element. The draft Housing Element retains the goals and objectives of the 2008-2014 Housing Element that guide the City's commitment to high quality housing for a diverse community, with an emphasis on efforts to produce affordable housing units and retain affordability and access to housing for households at all income levels. The 2013-2021 Housing Element has been updated with an enhanced format and reorganization of some components. The draft has been developed to meet California State legal requirements and is subject to review and certification by the State Department of Housing and Community Development (HCD). There will be additional opportunities for public comment following the HCD review period when the revised draft Housing Element is brought forward for formal adoption hearings, which are anticipated to be scheduled at the end of the calendar year. The Draft is available at www.smgov.net/housingelement (Project Manager: Elizabeth Bar-El, AICP, Senior Planner).

Discussion: Commission consideration, discussion and possible recommendation to the City Council regarding development concepts and strategies for the Downtown Specific Plan California Environmental Quality Act (CEQA) Analysis, including a review of height and density parameters to be studied as part of the Program Environmental Impact Report (PEIR). [This discussion was continued from July 17, 2013.]

WHEN: **Wednesday, August 7, 2013 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. 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, Rapid 3, #7, and #9 service City Hall and the Civic Center. Pursuant to California Government Code Section 65009(b), if this matter is subsequently challenged in Court, the challenge may be limited to only those issues raised at the Public Hearing described in this notice, or in written correspondence delivered to the City of Santa Monica at, or prior to, the Public Hearing.

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

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SURF REPORT



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Surf Forecasts

Water Temp: **67.8°**

FRIDAY – **FAIR** – SURF: **2-3 ft** knee to waist high occ. 4ft
SSW swell fills in a bit more; trace NW windswell

SATURDAY – **FAIR** – SURF: **2-3 ft** thigh to waist high occ. 4ft
SSW swell holds; trace NW windswell

SUNDAY – **FAIR** – SURF: **2-3 ft** thigh to waist high
SSW swell continues

MONDAY – **FAIR** – SURF: **2-3 ft** knee to thigh high
Modest SSW swell mix

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 **July 17, 2013**

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

QUICK STATS (for the last 30 days)

- Number of sewage spills -- 1
- Number of beach closures due to a sewage spill -- 1
- Number of wet days -- 8
- Number of A grades for dry/wet weather -- 36 / ns
- Number of (C,D,F) grades for dry/wet weather -- 0 / ns

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

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

LOCATION	DRY	WET
Leo Carrillo Beach, at Arroyo Sequit Creek mouth.	A+	ns
Nicholas Beach at San Nicholas Canyon Creek mouth.		
El Pescador State Beach, between Lechusa and Los Alisos creeks.	A+	ns
Encinal Canyon at El Matador State Beach.	A+	ns
Broad Beach at Trancas Creek mouth.	A+	ns
Zuma Beach at Zuma Creek mouth.	A+	ns
Walnut Creek, projection of Wildlife Rd. (private).	A+	ns
Paradise Cove Pier at Ramirez Canyon Creek mouth.	A+	ns
Escondido Creek, just east of Escondido State Beach.	A+	ns
Latigo Canyon Creek mouth.	A+	ns
Solstice Canyon at Dan Blocker County Beach.	A	ns
Pwerco State Beach at creek mouth.	A+	ns
Marie Canyon storm drain at Pwerco Beach, at 24572 Malibu Rd..	A+	ns
Surfrider Beach at Malibu Colony fence.	A	ns
Surfrider Beach (breach location)- daily.	D	ns
Malibu Pier - 50 yards east.	A+	ns
Carbon Beach at Sweetwater Canyon.	A+	ns
Las Flores State Beach at Las Flores Creek (point zero).	A	ns
Big Rock Beach at 19948 PCH stairs.	A+	ns
Pena Creek at Las Tunas County Beach.	ns	ns
Tuna Canyon.	A	ns
Topanga State Beach at creek mouth.	A+	ns
Castlerock Storm Drain at Castle Rock Beach.	ns	ns
Santa Ynez Storm Drain at Castle Rock Beach.	A+	ns
Will Rogers State Beach at 17200 PCH (1/4 mile east of Sunset drain).	A+	ns
Will Rogers State Beach at Bel Air Bay Club drain near fence.	A+	ns
Will Rogers State Beach at Pulga Canyon storm drain.	A+	ns
Will Rogers State Beach at Temescal Canyon drain.	A+	ns
Will Rogers State Beach at Santa Monica Canyon drain (Chautauqua).	A+	ns
Santa Monica Beach at Montana Ave. drain.	A+	ns
Santa Monica Beach at Wilshire Blvd. drain.	C	ns
Santa Monica Municipal Pier.	A+	ns
Santa Monica Beach at Pico/Kenter storm drain.	A+	ns
Santa Monica Beach at Strand St. (in front of the restrooms).	A+	ns
Ocean Park Beach at Ashland Ave. drain.	A+	ns
Venice City Beach, at the Rose Ave. storm drain.	A+	ns
Venice Beach at Brooks Ave. drain.	A+	ns
Venice Beach at Windward Ave. drain.	A+	ns
Venice Fishing Pier - 50 yards south.	A+	ns
Venice Beach- projection of Topsail St..	A	ns
Marina del Rey, Mothers' Beach- lifeguard tower.	C	ns
Dockweiler State Beach at Ballona Creek mouth.	A	ns
Dockweiler State Beach at Culver Blvd. drain.	A+	ns
North Westchester Storm Drain at Dockweiler State Beach.	A+	ns
Dockweiler State Beach at World Way (south of DWW jetty).	A+	ns
Dockweiler State Beach at Imperial Hwy drain.	A+	ns
Dockweiler Beach- opposite Hyperion Treatment Plant.	A+	ns
Dockweiler State Beach at Grand Ave. drain.	A+	ns

LEGEND

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

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

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

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

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Housing stocks fall, Facebook shares jump on Wall Street

MATTHEW CRAFT
AP Business Writer

NEW YORK Disappointing results from PulteGroup, D.R. Horton and other home builders left major stock indexes with only tiny gains in afternoon trading. Technology stocks rose after Facebook's earnings blew past analysts' estimates.

Even with plenty of news from big companies, the broader market was mixed. Of the 10 industry groups in the Standard & Poor's 500 index, five rose and five fell.

D.R. Horton, the country's largest builder, and PulteGroup said orders for new houses jumped in the second quarter, but their results still fell short of what analysts had expected. PulteGroup also posted a 14 percent decline in profits

D.R. Horton dropped $1.77, or 8 percent, to $19.45. PulteGroup lost $1.95, or 11 percent, to $16.49.

"Housing is taking it on the chin," said JJ Kinahan, chief derivatives strategist at TD Ameritrade. "I think what you're seeing a bit of today is people questioning what higher mortgage rates mean for housing."

Technology companies fared better. Facebook jumped 27 percent after reporting earnings late Wednesday that easily beat analysts' forecasts thanks to higher revenue from advertisements on mobile devices. Facebook's stock rose $7.16 to $33.68.

The Standard & Poor's 500 index was up two points, or 0.1 percent, to 1,688 as of 2:30 p.m.

The Dow Jones industrial average rose two points, or 0.01 percent, at 15,543. The Dow was held back by Caterpillar, which warned of sagging sales on Wednesday.

The Nasdaq composite index rose 17 points, or 0.5 percent, to 3,596.

It's nearly halfway through the second-quarter earnings season, and the overall trend looks good, but not great, said Tyler Vernon, chief investment officer of Biltmore Capital in Princeton, NJ. "There have been some big disappointments, like Caterpillar yesterday, but we're seeing better and better numbers coming out."

Analysts forecast that companies in the S&P 500 index will report earnings growth of 4.3 percent over the same period last year, according to S&P Capital IQ. At the start of July, the forecast was for growth of 2.8 percent. More than six out of every 10 companies have cleared analysts' earnings targets so far.

Eventually, improving profits should help push the S&P 500 index above 1,700 in the coming weeks, Vernon said.

In the market for U.S. government bonds, the yield on the 10-year Treasury note climbed to 2.62 percent from 2.59 percent the day before. Late last week, it was trading at 2.48 percent.

The 10-year yield acts as a benchmark rate for most mortgage loans. A sharp increase in the rate drives up mortgage costs and could slow down sales in the housing market.

It's still very low by historical standards thanks in large part to the Federal Reserve's massive bond-buying program. The yield hit a recent low of 1.63 percent on May 3. By contrast, it was trading around 4 percent in the summer of 2008, shortly before the worst days of the financial crisis.

Among other stocks making big moves:

• Las Vegas Sands, a major casino operator, fell $1.25, or 2.3 percent, to $53.69 after it posted lower revenue and income than financial analysts had expected.

• Harley-Davidson rose 40 cents, or 1 percent, to $56.27 following news that the Milwaukee-based motorcycle maker's earnings rose 10 percent in the second quarter, driven by an aggressive expansion abroad and revamped production.

• Visa rose $8.06, or 4 percent, to $194.78. Visa returned to profitability in its third fiscal quarter and reported strong revenue growth as the company processed more transactions worldwide.

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smdp.com Santa Monica Daily Press office (310) 458-7737

MOVIE TIMES

Aero Theatre
1328 Montana Ave.
(310) 260-1528

Solaris (NR) 2hr47min
7:30 pm

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

R.I.P.D. (PG-13) 1hr 36min
11:30am, 4:40pm, 10:00pm

Conjuring (R) 1hr 52min
11:40am, 1:00pm, 4:00pm, 7:00pm, 9:55pm

To Do List (R) 1hr 40min
2:20pm, 4:55pm, 7:40pm, 10:20pm

Fruitvale Station (R) 1hr 25min
11:55am, 2:40pm, 5:20pm, 8:00pm, 10:30pm

R.I.P.D. 3D (PG-13) 1hr 36min
2:05pm, 7:20pm

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

Despicable Me 2 (PG) 1hr 38min
10:55am, 4:20pm, 9:45pm

Pacific Rim in 3D (PG-13) 2hrs 11min
1:40pm, 8:00pm

Pacific Rim (PG-13) 2hrs 11min
10:30am, 4:55pm, 11:15pm

Turbo (PG) 1hr 36min
10:35am, 1:35pm, 7:00pm

Red 2 (PG-13) 1hr 56min
11:00am, 2:10pm, 5:20pm, 8:30pm, 11:30pm

Grown Ups 2 (PG-13) 1hr 41min
11:20am, 2:00pm, 4:40pm, 7:20pm, 10:15pm

Wolverine () 2hrs 06min
10:45am, 5:10pm, 11:30pm

This Is The End (R) 1hr 47min
10:40am, 4:45pm, 10:45pm

Despicable Me 2 in 3D (PG) 1hr 38min
1:20pm, 6:45pm

Heat (R) 1hr 57min
1:30pm, 7:40pm

Turbo 3D (PG) 1hr 36min
4:05pm, 9:30pm

Wolverine in 3D (PG-13) 2hrs 06min
1:55pm, 8:20pm

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

Before Midnight (R) 1hr 48min
1:40pm, 4:20pm, 7:00pm, 9:40pm

20 Feet from Stardom (PG-13) 1hr 30min
1:00pm, 3:20pm, 5:40pm, 8:00pm, 10:15pm

Way, Way Back (PG-13) 1hr 43min
1:50pm, 4:45pm, 7:30pm, 10:00pm

Only God Forgives (R) 1hr 30min
1:00pm, 3:15pm, 5:30pm, 7:45pm, 10:00pm

For more information, e-mail **editor@smdp.com**

TREAT YOURSELF TONIGHT, CAPPY!

ARIES (March 21-April 19)
★★★ You seem to put yourself on the back burner today. This atypical behavior catches others' eyes and encourages unusual interest. You are likely to say little and allow their curiosity to build. Confirm plans. Tonight: You blossom once more, just in time for the weekend.

TAURUS (April 20-May 20)
★★★★ Use the morning hours to complete as much as you can. Cut back or eliminate any behavior that could interfere with your efficiency. Please note that you do not have the control you might like. By midafternoon, you are likely to pull back. Tonight: Not to be found.

GEMINI (May 21-June 20)
★★★★ All eyes are on you. The pace you set, the demands you make and your attitude all affect others' responses. You could be a little too exhausted for this role, and, by midafternoon, you might decide to pass your hat to someone else with a sigh of relief. Tonight: All smiles.

CANCER (June 21-July 22)
★★★ Reach out to those whose opinions you respect. You have a lot of responsibility on your shoulders, so take and appreciate any advice from those you trust. Tonight: In the limelight.

LEO (July 23-Aug. 22)
★★★★ You might want to move in a new direction or do something in a unique way. Constructive conversations will enlighten you and also clear up any confusion. Tonight: Treat your mind.

VIRGO (Aug. 23-Sept. 22)
★★★★ Be open to an unusual invitation, but make sure that you are on the same page regarding who, what, where and when. A discussion in a meeting could be quite exciting, yet also a bit inconclusive. Relate to one individual directly in order to get solid results. Tonight: Be a duo.

LIBRA (Sept. 23-Oct. 22)
★★★★ Dive into your list of to-dos, and don't hesitate to ask for help. You might surprise yourself with how much you enjoy working with a close associate. Tonight: Visit friends.

SCORPIO (Oct. 23-Nov. 21)
★★★★ You could be testing your limits far more than you thought you would. If you feel as if someone is trying to win you to his or her side, you are likely to become even more difficult to convince. Tonight: Don't push so hard.

SAGITTARIUS (Nov. 22-Dec. 21)
★★★ Pressure builds unless you tinker with some aspect of your life. You might want to consider eliminating this problem area altogether. You also could decide to reach out for feedback from someone you trust. Tonight: Fun and games.

CAPRICORN (Dec. 22-Jan. 19)
★★★★ You could be a little too fixated on dealing with someone in your own way. Though it might seem like the most practical approach, it could create a rift that might be impossible to repair for years. Consider listening to a well-meaning friend. Tonight: Treat yourself well.

AQUARIUS (Jan. 20-Feb. 18)
★★★★ You will feel as though you are on top of a money matter, but someone might be putting on a facade. If you suspect that something is off, find out what it could be. Ask appropriate questions, and you'll receive strong feedback. Tonight: If you have to make the first move, do so.

PISCES (Feb. 19-March 20)
★★★★ You'll move through the morning with your focus on doing a lot of explaining. Confirm plans and answer questions. You have the tendency to confuse people easily. Do your best to avoid this problem. Make time to buy a token gift or card for a loved one. Tonight: Indulge a friend.

Friday, July 26, 2013

This year you develop a new understanding of the value of a partnership in your life. Though you can be very hard on this person -- and vice versa -- you also thrive because of each other's honesty and knowledge. This bond might not be romantic, but it is significant. If you are single, you could meet someone very special. Resist putting this person on a pedestal, because he or she eventually will fall off. If you are attached, spend more quality time with your sweetie. He or she flourishes with your time and attention. ARIES adores hanging out with you.

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

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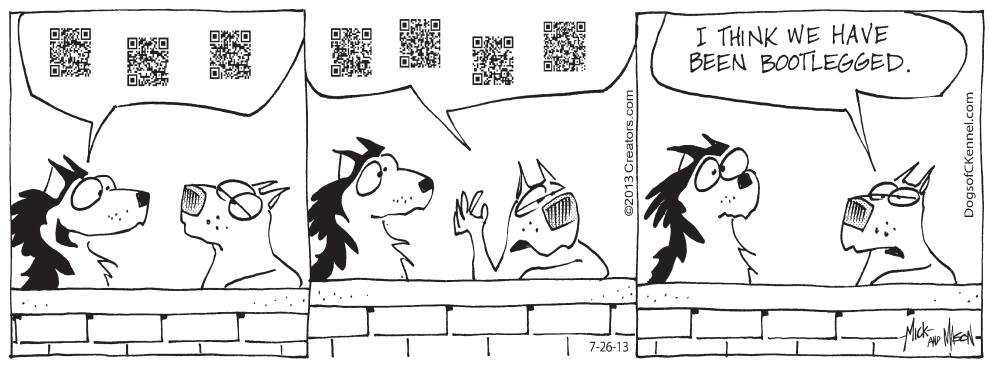
Speed Bump
By Dave Coverly



Strange Brew
By John Deering



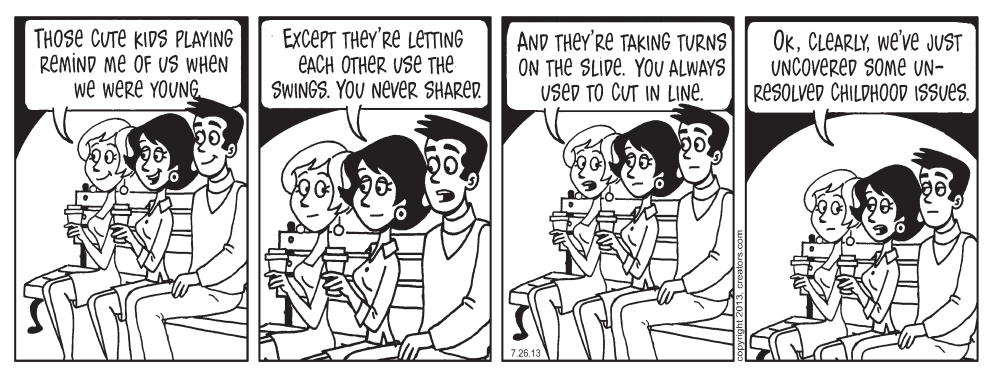
Dogs of C-Kennel
By Mick and Mason Mastroianni



Garfield
By Jim Davis



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



Sudoku

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

Difficulty Level ★★★★

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

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

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

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MYSTERY PHOTO

Daniel Archuleta *daniela@smdp.com*

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

CROSSWORD

By THOMAS JOSEPH

ACROSS

1 Pun response
6 Plant life
11 Printer's proof
12 Pin place
13 Put in office
14 That is: Latin
15 Broadcast
16 Mess up
18 Crater feature
19 Poseidon's place
20 Dog doc
21 Simile words
22 Prize
24 Bus. envelope abbr.
25 Tel Aviv native
27 Lacking
29 "Scruples" writer
32 Embrace
33 Shooter ammo
34 Sticky stuff
35 Bruins legend
36 Cart puller
37 Beans buy
38 Perch
40 Ham it up
42 River catch
43 Stair part
44 Songwriter Cahn
45 Fills up

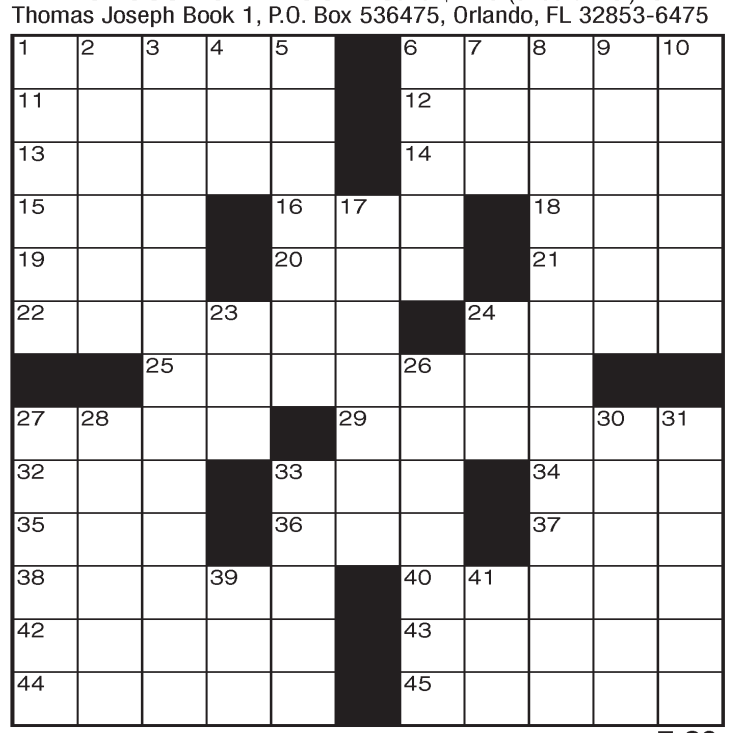
DOWN

1 Axle gunk
2 Depends
3 Place for a procedure
4 Compass trace
5 "When pigs fly!"
6 Act the coquette
7 Young fellow
8 Owner's expense
9 Stand up to
10 "Nashville" director
17 Many modern movies
23 Twisty turn
24 Imitating
26 Pencil ends
27 Summer wear
28 Dawn goddess
30 Perfectly
31 City planners
33 Burger part
39 Ring up
41 Farrow of films

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

Yesterday's answer

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



7-26



Ad Council

NEWS OF THE WEIRD
BY CHUCK SHEPARD

■ Lame: (1) Rodger Kelly was arrested in St. George, Utah, in June for rape of a female neighbor, but he told police that he committed the act only to "save" her, since he had discovered her "cold" and unconscious. He had violated her body only "to try and get her temperature up," according to the police report. (2) The low-price air carrier GoAir of New Delhi announced in June that in the future it would hire only females for the cabin crew -- because they weigh less than men (and expects eventually to save the equivalent of $4 million annually in fuel based on average weights).

■ When last we checked on Wesley Warren Jr., 49, of Las Vegas, he was delaying his inevitable surgery to repair his permanently inflamed, 140-pound scrotum ("scrotal lymphedema"). He said at the time that he was enjoying the many television and radio appearances discussing his plight and that he feared becoming a nobody again after the surgery. He has now had the 13-hour operation, done pro bono by Dr. Joel Gelman of University of California, Irvine, and will soon be walking without hindrance, but his latest dissatisfaction, he told a British TV show in June (reported by The Sun), is that the surgery left him with a penis about 1 inch long.

TODAY IN HISTORY

2005 – Space Shuttle program: STS-114 Mission – Launch of Discovery, NASA's first scheduled flight mission after the Columbia Disaster in 2003.

2007 – Shambo, a black cow in Wales that had been adopted by the local Hindu community, is slaughtered due to a bovine tuberculosis infection, causing widespread controversy.

WORD UP!

dispositive
\ dih-SPOZ-i-tiv \ , adjective;
1. involving or affecting disposition or settlement: a dispositive clue in a case of embezzlement.

Santa Monica Daily Press

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