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Volume 12 Issue 227

Santa Monica Daily Press

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HOBBY TO BUSINESS
SEE PAGE 3

THE DELICIOUS RESEARCH ISSUE

Doughnut shop caught in cronut controversy

NY bakery threatens lawsuit over trademark

BY AMEERA BUTT
Daily Press Staff Writer

SANTA MONICA BLVD A local doughnut shop is in a sticky situation after a New York bakery threatened to sue over a doughnut-croissant hybrid that's taken the nation by storm.

The Cook Law Group, on behalf of its client, the New York Dominique Ansel Bakery, sent DK's Donuts and Bakery a cease and desist letter last week to stop using the name "Kronut," referring to the pastries it was selling. The Dominique Ansel Bakery, which first introduced the nation to a "cronut," trademarked the term in May.

The letter, which called DK's Kronut "undeniably similar," said the use infringes on the Manhattan bakery's intellectual property rights and is likely to confuse customers about the actual product.

"We assert that the D.A. Bakery has the exclusive right to use this trademark and that your use of the confusingly similar word 'Kronut' infringes on that exclusive right under the law," the letter states.

Candice S. Cook, the attorney represent-

SEE CRONUT PAGE 8



Daniel Archuleta *daniela@smdp.com*

SERVICE: Mayly Tao of DK's Donuts prepares a box of DK's Double-Decker-O-Nuts on Thursday.

Atlanta company buys Lantana complex for $310M

BY AMEERA BUTT
Daily Press Staff Writer

OLYMPIC BLVD An Atlanta-based real estate investment and management company has bought the Lantana office complex in Santa Monica, the company announced Thursday.

It was reportedly sold for more than $310 million, the L.A. Times reported.

Lantana, located on West Olympic and Exposition boulevards, is the first acquisition in Southern California for Jamestown, which bought four buildings, totaling 484,840 square feet of office space.

The buildings include high profile tenants including IMAX; Todd-AO, which provides creative post production sound services to producers of film and television; BeachBody LLC., makers of the intense workout regime P90X; and Dick Clark Productions.

Eastdil Secured, a real estate investment banking company, along with Jim Jacobsen and Scott Rigsby of Industry Partners represented Lantana's seller, Lionstone Group, in the transaction.

Some of the plans for improvements at Lantana include enhancing and revamping production facilities, adding new amenities that may include offering continuing education classes, more dining options, showers for bike riders and dog runs, a spokesperson for Jamestown said Thursday in an e-mail.

The company said Lantana presents exceptional in-place cash flow, and its quality, location, and flexibility have achieved impressive occupancy and above average rental rates.

Some companies have reportedly paid as much as $6 per square foot for prime office space in Downtown, a result of Santa Monica's desirable location, investment in infrastructure and its collection of restaurants and other amenities. In recent times, its reputation as being a home to tech and other media startups has made it an attractive draw, earning it the title "Silicon Beach."

"The innovation economy is driving demand for work spaces that offer a vibrant mix of amenities, metropolitan ambiance and collaborative, flexible environments," said Michael Phillips, chief operating officer of Jamestown, in a press release. "Jamestown is

SEE LANTANA PAGE 11

Judge orders state to set new drinking water standards

ASSOCIATED PRESS

FRESNO, Calif. A judge has ordered state health officials to establish a safe drinking water standard for the cancer-causing chemical made famous in the film "Erin Brockovich."

The state Department of Public Health was directed to propose the standard for hexavalent chromium by the end of August. After a public comment period, the Alameda County judge will set the deadline for the agency to adopt a standard.

The ruling on July 18 came nearly a year after environmental groups filed a lawsuit claiming the state was eight years late in setting the standard.

Studies show that hexavalent chromium, also known as chromium-6, can cause cancer in people and has been found to cause damage to the gastrointestinal tract, lymph nodes and liver of animals.

The chemical comes chiefly from industrial pollution. It's used for production of stainless steel, textile dyes, wood preservation, leather tanning and as an anti-corrosive. It also occurs naturally.

Results of state water quality testing conducted between 2000 and 2011 throughout

SEE WATER PAGE 11

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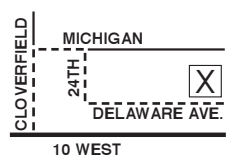
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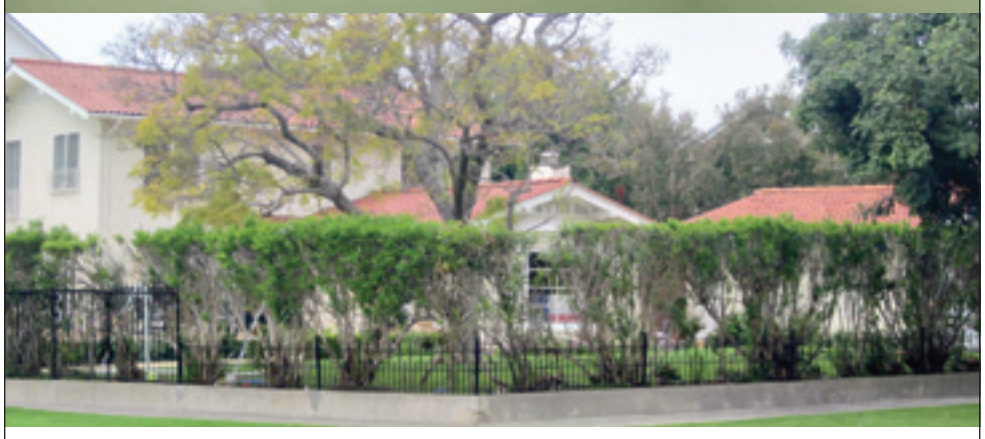
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What's Up Westside

OUT AND ABOUT IN SANTA MONICA

Friday, Aug. 2, 2013

Peace of mind
University of Santa Monica
2107 Wilshire Blvd., 7 p.m.
Two doctors will hold a workshop on how attendees can apply principles of spiritual psychology to their own lives. The workshop will give insight on how one can resolve troubled emotions and live a fulfilling life.

Anchorman party
Bar Chloe
1449 Second St., 9 p.m.
The Bar Chloe will hold a party featuring jazz flute-inspired music and special cocktails. Attendees who dress as their own news anchor alter-ego will receive a free cocktail. Contact (310) 899-6999 for more details.

Saturday, Aug. 3, 2013

Vets celebrate summer
L.A. VA Healthcare Center
11301 Wilshire Blvd.,
12 p.m. — 5 p.m.
The third annual veterans Summer Celebration & Picnic will feature entertainment, live music, guest speakers, food and fellowship on the Grand Lawn of the VA campus.. Hosted by Vietnam Veterans of American, Region 9. Lakers star James Worthy and U.S. Army Boxing Champion Carlos Palomino will be in attendance. For more information, call (310) 490-6495 or visit www.veteranstoday.com.

Swing with me
Main Library
601 Santa Monica Blvd.,
12 p.m. — 1 p.m.
Relax and listen or get up and dance to the swinging sounds of Big Town in the Main Library's North Courtyard. Big Town specializes in vintage dance music from the swinging 1930s to the soulful '50s. This event is free and open to the public. Seating is limited and on a first arrival basis. For more information on Santa Monica Public Library programs, visit smpl.org or call (310) 458-8600.

Celebrate the seas
Heal the Bay Santa Monica Pier Aquarium
1600 Ocean Front Walk,
12:30 p.m. — 6 p.m.
Learn all about the habitats and inhabitants of the Santa Monica Bay this Saturday and Sunday during Ocean Appreciation Weekend. This annual tribute to the ocean — and celebration of the role it plays in our lives — focuses on the four habitats of the Santa Monica Bay: the sandy bottom, the kelp forest, the rocky shore and the open ocean. Admission is free for children 12 and under. For all others, there is a suggested $5 donation or a $3 minimum admission. For groups of 10 or more, admission is $2 per person, regardless of age. For more information about the weekend, visit www.healthebay.org/smpa or call (310) 393-6149.

LEGO lovers unite!
Fairview Branch Library
2101 Ocean Park Blvd.,
5 p.m. — 7 p.m.
A monthly club for LEGO fans. Come and build with the library's LEGOs or bring your own. For ages 4 and up. For more information, call (310) 458-8681.

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**



COMMUNITY BRIEFS

WASHINGTON, D.C.

Waxman introduces gun control bill



WAXMAN

Rep. Henry A. Waxman (D-Santa Monica), ranking member of the House Energy and Commerce Committee, introduced new legislation Thursday aimed at banning access to certain types of weapons while strengthening the nation's mental health infrastructure in response to the recent shootings in Newtown, Conn. and Santa Monica.

H.R. 2910, the Gun Violence Prevention and Reduction Act of 2013, would prohibit the sale (including over the Internet) of gun kits like those used in the Santa Monica shooting in June, which allowed the shooter, 23-year-old John Zawahri, to exploit a loophole in state and federal gun laws to purchase a partially completed gun online.

Zawahri had applied to purchase a gun but was denied before he went online.

The bill would also authorize additional research on serious mental illness, improve access to mental health services for all, and reinforce existing government authorities to carry out public health research on gun violence, representatives from Waxman's office said.

"Preventing and reducing gun violence ought to be a bipartisan national priority, and I intend to work with leaders from both parties to pass this bill into law," Waxman said in a news release. "We need to learn lessons from past shootings to avoid future gun violence. This should be a joint effort by federal, state, and local officials to make sure these tragedies are not repeated."

Waxman originally introduced the bill at a forum at Santa Monica City Hall last month.

– KEVIN HERRERA

Pasadena professor to cut porn class

ASSOCIATED PRESS

PASADENA, Calif. A Pasadena City College professor who invited an adult film star to lecture for a class he nicknamed "Navigating Pornography" said he won't offer the course

SEE **PORN** PAGE 10



Daniel Archuleta *daniela@smdp.com*

MOVING: Justin Sardo (right) leads the Santa Monica Youth Running Club down the median on San Vicente Boulevard on Wednesday.

Running things

Samohi student turns hobby into business

BY DANIEL ARCHULETA
Managing Editor

SAN VICENTE BLVD Finding a summer job can be a tall order for some high school kids. Not so much for Justin Sardo.

The Santa Monica High School junior-to-be is an avid runner and figured that he could turn his love for track into something more.

He began the Santa Monica Youth Running Club last year with a buddy, but it was an informal endeavor. So, this summer, he wanted to make it more of a business.

He circulated e-mails among user groups associated with Santa Monica schools earlier this summer expecting to find a few takers. Instead, he's attracted 15 or so middle school clients all willing to pay up to learn from the Samohi track star.

Some of his business has even been a family affair.

Paul Revere Charter Middle School seventh grader Lleyton Bochicchio's dad works with Sardo's dad, which cinched the deal.

Although Bochicchio has only taken part in two classes thus far, he said he "likes it a lot" because it helps him stay fit for soccer.

"There aren't many opportunities for kids below high school level to pursue running," Sardo said. "I wanted to help middle school athletes develop their skills."

Sardo accomplishes his task with drills and distance runs, pushing his clients to traverse as many as 5 miles a class.

The group usually meets at the corner of San Vicente Boulevard and Ocean Avenue three days a week. They begin with some light stretching and a little small talk before heading out on a mile warm-up run.

They return to the north side of Palisades Park where they perform what Sardo calls dynamic stretching and some light calisthenics and round out the day with a 4-mile run. On a recent Tuesday, Sardo led his students down the length of Palisades Park to the Santa Monica Pier sign and back to San

SEE **RUNNING** PAGE 10

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Laughing Matters

Jack Neworth — Send comments to editor@smdp.com

A new meaning for 'going through changes'

AT 53, LEGENDARY HELICOPTER pilot/TV reporter Bob Tur is in a highly competitive and dangerous business. How dangerous? Bob once rescued 54 people from 22-foot seas which were battered by gale force winds. Not exactly work for the faint of heart.

A longtime Santa Monica resident, Bob has won two Emmys and is known nationwide for capturing dramatic video footage during the 1992 Los Angels riots. He calmly testified at the subsequent "L.A. Four" criminal trial even though he'd received death threats and was forced to carry a concealed weapon. Again, clearly not for the faint of heart.

Tur's fame grew internationally with his memorable coverage of the infamous O.J. Simpson Bronco chase. But all this success came at a considerable price — three heart attacks and bypass surgery. He never smoked or drank but was apparently producing so much testosterone that it was essentially killing him.

There was also an "interpersonal" price. While at CBS, Bob's pilot/TV newsman rival was Dirk Vahle at NBC. Dirk so disliked Bob that he refused to even talk to him.

To be fair, Dirk is not the same guy he used to be. In fact he's no longer a guy at all. Following a "transition period" and eventually SRS (sex reassignment surgery) Dirk became Dana. (Now a helicopter stunt pilot for the movie studios.) As for Bob, a few months ago he also began the transition, including HRT (hormone replacement therapy) to become Zoey Tur.

What are the odds that two men in the same high-profile business and working in the same metropolitan city would both become women? (Oddly enough, many men who become women have hyper-macho occupations, including a former Navy Seal.)

Bob's transition, while possibly off-putting to some, is a fascinating story. And by the way, while Dirk disliked Bob, Dana is quite fond of Zoey. In fact, on Wednesday the two had lunch at Dr. Hogly Wogly's Tyler Texas BBQ restaurant in the valley. (The name alone makes me hungry.)

You could say Zoey and Dana are becoming bosom buddies. (I can almost hear the groans.) Bob actually has a terrific sense of humor about his transition and jokes, "It takes a real man to become a woman."

I know Bob because for seven years he lived in my apartment complex where we often worked out in the gym. I had absolutely no idea he has "gender dysphoria." Simply put, this describes people "disconnected" with the sex they are born with. For his entire life Bob has felt like a woman trapped in a man's body. And it turns out there's scientific evidence. In fact, it's estimated that gender dysphoria exists in 1 in every 11,000 births.

Until recently, gender dysphoria was treated as a "disorder," and often as a mental illness. Therapy, medications and even exorcism have been used to "cure" the patient.



Photo courtesy News Media Films

YIKES! Pilot Bob Zoey Tur currently faces the greatest challenge of his/her life.

But, with advances in technology, i.e. detailed brain scans, gender dysphoria is now considered a genetic, medical condition. These days there are medical options, though too late for untold thousands.

Alarmingly, the suicide rate for those with gender dysphoria is estimated as high as 50 percent. In Zoey's case, living life as a man, despite all the personal and job success, was filled with periods of deep depression. Ultimately, Zoey came to the realization that becoming her real self, a woman, was the only option that would save her life.

Complicating this already difficult decision was the fact TMZ broke the story, which was picked up by international news outlets for the whole world to see. Zoey has two adult children, a son about to start medical school and a daughter who's a major network TV reporter and is, unfortunately, struggling with this radical change.

Zoey hopes in time the transition will be easier for her daughter to accept. In the meantime, after a lifetime of battling with the issue, Zoey is committed to her new path. In a few months she will have facial feminization surgery and early next year will undergo SRS to complete the transition process.

The downside of having one's transition story featured on TMZ is obvious, including zero privacy. But for Zoey there's an upside that may be worth it. She's committed to inspiring others, especially young people, who are emotionally troubled by gender dysphoria, that there are positive options.

"People thought I was brave doing rescues and TV news flying helicopters," Zoey says, "but brave is being yourself. And for the first time in my life I'm being brave."

In the meantime, me being me, I can't help but wonder if Dr. Hogly Wogly's BBQ delivers.

You can follow Zoey's transformation at facebook.com/robert.tur. **JACK** can be reached at facebook.com/jackneworth, twitter.com/jackneworth or via e-mail at jnsmdp@aol.com.

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Religious order files reveal decades of L.A. abuse

GILLIAN FLACCUS
Associated Press

LOS ANGELES In therapy sessions, the priest confessed the shocking details he'd kept hidden for years: He had molested more than 100 boys, including his 5-year-old brother. He had sex with male prostitutes, and frequented gay strip clubs.

The admissions of the Rev. Ruben Martinez are included among nearly 2,000 pages of secret files unsealed Wednesday that were kept on priests, brothers and nuns who belonged to religious orders but were accused of child molestation while working within the Los Angeles archdiocese.

The papers, which were released under the terms of a $660 million settlement agreement reached in 2007, are the first glimpse at what religious orders knew about the men and women they posted in Roman Catholic schools and parishes in the Los Angeles area. The archdiocese itself released thousands of pages under court order this year for its own priests who were accused of sexual abuse, but the full picture of the problem remained elusive without the orders' records. Several dozen more files are expected to be released by the fall.

The documents cover five different religious orders that employed 10 priests or religious brothers and two nuns who were all accused in civil lawsuits of molesting children. Among them, the accused had 21 alleged victims between the 1950s and the 1980s.

Some of the files released Wednesday, including those of the nuns, don't mention sexual abuse at all, and others appear to have large gaps in time and missing documents. The release included documents from the Oblates, the Marianists, the Benedictines and two orders for religious sisters.

That the files don't reflect some of the alleged abuse doesn't mean it didn't happen, said Ray Boucher, lead attorney for some abuse victims. "Much of this went unreported. You're talking about kids that were terrorized and frightened in so many different ways, with no place and no one to turn to."

At more than 500 pages, Martinez's file is among the most complete, and it paints a devastating picture of a troubled and repressed child who later joined the priesthood to satisfy a domineering and devout father.

The Los Angeles archdiocese settled eight lawsuits over Martinez's actions in 2007, but had little documentation on him in its own files even though the priest worked in its parishes for years in the 1970s and 1980s.

However, his order file includes graphic details described in therapy notes and psychiatric evaluations. It also reveals the years of effort — and tens of thousands of dollars — the Oblates spent trying to cure him of his self-admitted pedophilia as it shuttled him between programs, including inpatient treatment.

In 1965, Martinez took his final vows for a religious order called the U.S. Province of the Missionary Oblates of Mary Immaculate, a nearly 200-year-old Catholic organization with roots in France. In 1969, he was ordained as a priest and assigned by his order to a small parish in Brawley, Calif.

In a 1993 psychiatric report — one of several such evaluations done between 1991 and 2005 by various treatment programs — the priest admitted to molesting children beginning in 1970, when he began playing "giddy up" games with young boys on his lap. In the documents, Martinez says he stopped "direct sexual contact" with boys after a mother complained to a pastor in 1982 and that he stopped touching boys altogether after another complaint in 1986.

It's unclear whether his religious order or the archdiocese was aware of those complaints, but around the same time as the first complaint, Martinez began weekly therapy sessions. He entered a counseling program for people with sexual compulsions after the second complaint in 1986.

In 1991, he received five months of inpatient psychological treatment from a center in Jemez Springs, New Mexico that specialized in treating troubled priests.

Upon his release, Martinez was assigned to a tiny parish in the remote town of Westmorland, Calif., in the far southeastern corner of the state. While there, he would drive miles to San Diego to pick up male prostitutes, according to his file.

He was removed from parish ministry in 1993, enrolled in a sex offender program and sent to live and work at the order's California headquarters in Oakland after another complaint surfaced from his past. For the rest of his career, he filled administrative roles.

Calls to the U.S. Province of the Oblates and emails to two attorneys representing Martinez and the three other Oblate priests whose files were released were not returned. Attorneys for the Benedictines and Marianists and a representative from the Missionary Sisters of the Sacred Heart of Jesus also did not return calls.

Carolina Guevara, a spokeswoman for the Los Angeles archdiocese, did not address the current file release specifically but said religious orders are expected to make sure the priests they present for ministry in the archdiocese don't have any history of sex

SEE ABUSE PAGE 6

The Q Line

A little advice

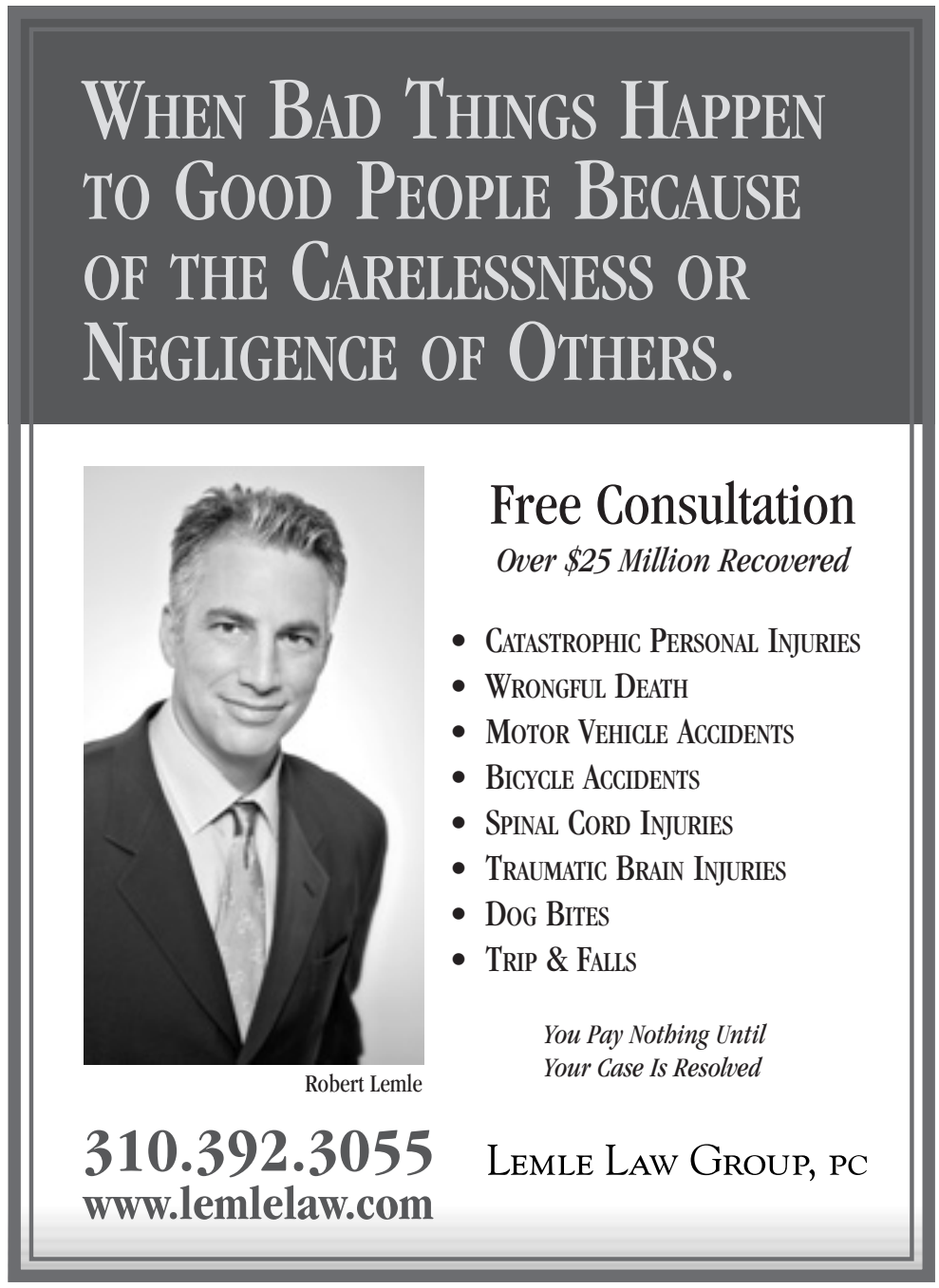
We regret the departure of Ashley Archibald, our staff writer for the past couple of years, but with that comes the arrival of our new writer, Ameera Butt.

So, this week's Q-Line question asks:
What words of advice would you give Ameera as she begins her tenure with the Daily Press 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**.







NOTICE OF PUBLIC HEARING
SANTA MONICA ARCHITECTURAL REVIEW BOARD

DATE/TIME: August 5, 2013, 7:00 p.m.
LOCATION: Council Chambers, (wheelchair accessible)
Santa Monica City Hall, 1685 Main Street

PROPERTIES:

- 13ARB176, 525 Santa Monica Boulevard: Commercial
- 13ARB208, 1211 Pearl Street: Residential
- 13ARB253, 1912 Lincoln Boulevard: Retail
- 13ARB269, 1248 3rd Street Promenade: Retail
- 13ARB270, 1325 3rd Street Promenade: Retail
- 13ARB271, 1731 20th Street: School

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

NOTICE OF A PUBLIC HEARING
BEFORE THE SANTA MONICA CITY COUNCIL

SUBJECT: Urgency Interim Ordinance to Extend for One Year Urgency Interim Ordinance No. 2408 (CCS), which placed a moratorium on the approval of any land use entitlements, business licenses, or any other licenses or permits for medical marijuana dispensaries.

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

Adoption of an Urgency Interim Ordinance to extend for one additional year the provisions of Urgency Interim Ordinance No. 2408 (CCS) which established a forty-five (45) day moratorium on the approval of any land use entitlements, business licenses, or any other licenses or permits for medical marijuana dispensaries, with specified exceptions, to allow the City an opportunity to: (1) address community concerns regarding the establishment and operation of medical marijuana dispensaries, (2) study the potential impacts that medical marijuana dispensaries may have on the public health, safety and welfare, (3) review the legal authority that is available for the City to enact land use controls intended to regulate the distribution of medical marijuana in a manner consistent with the requirements of both State and federal law, (4) study and determine what local regulations may be appropriate or necessary for medical marijuana dispensaries, and (5) consider information provided by staff on recent court and legislative activity related to medical marijuana facilities and provide direction as to future action for the City.

DATE/TIME: TUESDAY, AUGUST 13, 2013 AT 6:45 p.m.

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

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

Address your letters to: City Clerk
Re: Medical Marijuana Interim Ordinance
1685 Main Street, Room 102
Santa Monica, CA 90401

MORE INFORMATION
If you want more information about this project or wish to review the project file, please contact Paul Foley at (310) 458-8341, or by e-mail at paul.foley@smgov.net. The Zoning Ordinance is available at the Planning Counter during business hours and on the City's web site at www.santa-monica.org.

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

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

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

ABUSE
FROM PAGE 5

abuse.

One man who sued over Martinez's abuse told The Associated Press that the priest molested children after he was assigned to his hometown parish in Wilmington, a working-class city south of Los Angeles, in 1972. The man, now 50, requested anonymity because he is well-known in his professional life and has not spoken publicly about his case before. The AP does not publish the names of victims of sexual abuse without their consent.

"He would have us wrestle each other and then wrestle with him, which means we'd get down into our skivvies and he'd take pictures of us. He was always taking pictures," the man said. "I just remember the smell of the old Polaroid flash cubes. He would go through them like crazy."

The man received a settlement in 2007 from the archdiocese. Martinez was never charged criminally; most of his alleged abuses weren't reported until years later.

The man said Martinez always had a group of young boys around him and would take them to see R-rated movies and on group trips. One summer day, he recalled, the priest took six boys to a local amusement park, but stopped on the way at an apartment where another man lived. Martinez and the man went inside with one of the boys and left the other five in the car for several hours. When the trio came back, the boy was sobbing and didn't stop for hours.

Martinez, now 72, has a most recent address at the Oblate Mission House in Oakland, Calif. No one answered the door there and a call was not returned on Wednesday. A receptionist at a Missouri retreat home for troubled priests — another possible place where Martinez could be living — would not say if he was there.

In 2003, after a decade in at the order's California headquarters, Martinez was moved to the Oblates' offices in Washington, D.C., where he worked answering phones and in the archives. There, his files show, he was reprimanded for making off-color, sexual jokes that offended several women and, later, for looking at sexually suggestive pictures of young boys on the Internet and downloading a floppy disk filled with "references to topics dealing with the gay lifestyle." He also marched in a gay pride parade.

"I don't know who else has time to monitor him, or to what 'safe' place we could assign him," the Rev. Charles Banks, the vicar provincial and director of personnel for the Oblates wrote in an exasperated memo in 2003.

The file shows that Martinez was sent to the Missouri retreat home for troubled priests in 2005. In a psychiatric assessment dated that same year, Martinez said he hadn't had sexual contact with a child in 23 years and had learned to control his impulses. The same report notes that at age 13, Martinez sexually molested his little brother and went on to molest "about 100 male minors" — a detail also included in several others therapy evaluations in the file.

"It has not been easy to face what I did, to admit it and to talk about it with others," Martinez wrote to the order's provincial in 2006. "I have had to deal with depression, self-hatred, the inability and unwillingness to forgive myself, and the desire and tendency to isolate."



CRIME WATCH
BY DAILY PRESS STAFF



Tourists catch suspected bike thief

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 9:30 A.M.,
Santa Monica police officers responded to Bay Street regarding a report of a fight in progress. When officers arrived they detained the suspect and made contact with two tourists from Europe who said they saw the suspect tampering with their locked bikes. Fearing he wanted to steal the bikes, the tourists both ran to the bike rack and confronted him. They told officers the suspect had bolt cutters in his hand and had already cut one of the bike locks. He tried to flee, but they were able to hold him down until police arrived. Officers, based on witnesses' statements, placed the suspect under arrest for grand theft, possession of burglary tools and a probation violation. He was identified as David Vargas Anaya, 44, of Los Angeles. No bail was set.

SUNDAY, JULY 28, AT 3:10 A.M.,
Officers responded to the intersection of Ocean and Washington avenues regarding a report of a man sleeping at the wheel of a car that was parked along the curb with the engine running. When officers arrived they approached the driver and found him slumped over the center console with the music blaring. As officers tapped on the window to get his attention, he awoke and began dancing in his seat, police said. Officers ordered him to unlock his door and the driver instead put the vehicle in reverse and began backing up, nearly striking a cop car. He then tried going forward before finally stopping and placing the vehicle in park. He unlocked the door and officers conducted a field sobriety test. They determined the driver was under the influence of alcohol and placed him under arrest for driving drunk. He was identified as Joshua Isaac Cole, 29, of Los Angeles. Bail was set at $5,000.

SATURDAY, JULY 27, AT 6:37 P.M.,
Officers responded to Bloomingdale's regarding a report of a suspected shoplifter in custody. When officers arrived they made contact with store security who said the female suspect was trying to purchase a pair of Gucci sunglasses using three bogus gift cards. When they contacted her, she told security that she received the cards from her sister. Police received permission to search her and said they found 14 additional fraudulent gift cards and a Gucci purse purchased from another store with said cards. The total recovered loss was estimated at $2,900, police said. The suspect was placed under arrest and booked for burglary, use of fraudulent gift cards, possession of counterfeit cards and using forged account information. She was identified as Stephanie Sano, 27, of Baldwin Park, Calif. Her bail was set at $20,000.

SATURDAY, JULY 27, AT 5:43 P.M.,
Officers responded to the 2400 block of Wilshire Boulevard regarding a report of a white man with black jeans and no shirt laying on the ground. When officers arrived they saw a man matching that description standing on the grass near the southwest corner of Douglas Park. The man had his belongings scattered all over the ground. A shopping cart filled with more belongings was also located nearby. Officers asked the man if the shopping cart belonged to him and he allegedly said "yes." He was then asked if he knew it was illegal to have a shopping cart and he said he did. With that admission, officers placed the man under arrest for theft of a shopping cart. He was identified as Douglas Splitt, 46, a transient. His bail was set at $500.

THURSDAY, JULY 25, AT 11:04 P.M.,
Officers were on patrol along the 200 block of Pico Boulevard when they saw a silver Plymouth Voyager in the area and ran its license plate. They learned that the vehicle was reported stolen out of Oregon. Officers stopped the driver, who later admitted to knowing the car was stolen. A female passenger and her child were not involved in the theft, police said. The driver was placed under arrest for grand theft auto. He was identified as Zachary Clark, 24, a transient. His bail was set at $35,000.

THURSDAY, JULY 25, AT 4:30 P.M.,
Officers responded to the 1400 block of the Third Street Promenade — the Apple Store — regarding a report of a customer trying to buy an iPhone by using an account that was not his. When officers arrived they were told by employees that the alleged victim had been notified and confirmed their account had been compromised. The suspect was detained and later arrested after it was determined that the account he was trying to use to activate three iPhones was being used fraudulently. The suspect was booked for obtaining credit using another's identification and under false pretenses. He was identified as Matthew Cole, 23, of Los Angeles. His bail was set at $5,000.

WEDNESDAY, JULY 24, AT 4:45 P.M.,
Officers responded to the 400 block of Wilshire Boulevard regarding a report of a man who was calling from a pay phone to report that he had been the victim of an assault. He told dispatchers that his alleged attacker was a black man wearing a yellow sweatshirt. When officers arrived they could not find the man who called, but did find another matching the suspect's description. The man was detained while officers combed the area for the alleged victim. They never found him, however, the man detained had $35,000 in warrants. He was placed under arrest and during a search police found a glass pipe commonly used to smoke methamphetamine. The suspect was booked for the warrants and the pipe. He was identified as Edwin Anderson, 48, a transient. His bail was set at $36,250.

editor@smdp.com

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

Kate Bransfield



Estates Director
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The information has been retrieved from the Multiple Listing Service. Some of these properties have been sold or listed with other Real Estate Agents.

CRONUT
FROM PAGE 1

ing D.A. Bakery, said it comes down to the whole "likelihood of confusion" for consumers. She said the bakery recognizes individuals who sell cronuts may not be fluent in trademark law.

"The brand really wants to make an effort for people who are passionate about food in general not only experience us but experience everything," she said. "There is a danger DK could be great but there is a danger with other affiliations that may not be great.

"That's a negative not only for the Dominique Ansel brand, but also for consumers."

She said part of the obligation is to "vigorously defend for every infringement that's out there."

"Unfortunately, that encompasses both small and big businesses that may innocently enough be doing them, but that doesn't eradicate that it's wrong and wrong under the law," Cook said. "The goal is to keep innovation happening and they really want to use the cronut for good."

The letter asked DK's to respond in a timely manner by the end of July.

In response, Sean Tao, co-owner of DK's Donuts and Bakery, located on Santa Monica Boulevard, said he was writing a letter stating there was no intention of using the trademark of the word cronut.

"We don't want to get into any type of trouble," he said. "We already did some of the changes in the store. We wanted to make it our own signature thing to separate it from everybody else. We gave people more options, they sell one flavor per month, and we wanted to do a spin on it."

> **"WE DON'T WANT TO GET INTO ANY TYPE OF TROUBLE,"**
>
> **Sean Tao,**
> Co-owner of DK's Donuts and Bakery

Mayly Tao, co-owner of DK's, said a recent Zagat story, which is cited in the law firm's letter, used the term "kronut" to describe DK's pastries.

"We have used DKronut. We have always used that," she said. "We can't really control how (the media) categorize our pastry. It's out of our control when other media outlets use our pastry as that name Kronut with a k or a c, whatever it may be."

In response to the letter, she said the bakery would rebrand its pastries as "DK's Double-Decker-O-Nuts," because she said the bakery still feels entitled to serve a pastry that is its own unique mix between a doughnut and croissant.

She said DK's also branched out to create Little O's, which used to be called DKronutHoles.

Sean Tao said the bakery was still in the process of updating its pastry names.

If the New York bakery has a valid trademark that's registered, it has a presumption of validity and that gives it exclusive rights to use that term all over the United States, Daniel Klerman, professor of law and history at USC, said.



Daniel Archuleta *daniela@smdp.com*

MANY TO CHOOSE FROM: **DK's Donuts offers a wide variety of DK's Double-Decker-O-Nuts.**

He said DK's was a pretty "open and shut case." Klerman said putting a "D" in front of the word doesn't matter.

"Once you have a trademark, the variations of spellings don't matter," Klerman said. "The trademark is supposed to identify one particular entity which holds the reputation. Does it identify a single reputation-bearing entity? Trademark isn't fundamentally about protecting creativity, it's about protecting consumers from false labeling."

He said there could be a couple of factors that make the situation more complicated like if someone was using the term cronut before D.A. Bakery came up with the term.

"Trademark tries to distinguish between words that identify a particular brand or a particular chain of bakeries all under one corporate umbrella," Klerman said. "Words which identify brands, that's what a trademark protects. Doughnuts and croissants are what everyone can use, but Dunkin' Doughnuts is a brand."

ameera@smdp.com





MS. GREEN THUMB

Paul Alvarez Jr. *editor@smdp.com*

Jenny Biechele inspects her massive sunflowers at the community garden near Broadway and 26th Street. A Santa Monican for 11 years, Biechele had to wait five years until a plot became available for her. She got the gardening bug back home in Iowa as a child.

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

SUBJECT: Public hearings will be held by the Landmarks Commission on the following:

Public right-of-way in front of 210 Santa Monica Boulevard, LC-13LM-008, Zoning: BSC-2 (Bayside Commercial) District. The Landmarks Commission will be conducting a public hearing to consider Landmark Designation application 13LM-008, to determine whether the terrazzo sidewalk, located in the public right-of-way in front of the property located at 210 Santa Monica Boulevard, should be designated as a City Landmark. The Landmarks Commission will make a decision regarding designation based on whether the application, research and public testimony presented show that this object meets one or more of the required criteria for Landmark designation. Applicant: City of Santa Monica Landmarks Commission. Owner: City of Santa Monica.

1659 Ocean Front Walk, 13LM-006, Zoning: R3R (Medium Density Multiple Family Coastal Residential) zone. The City Landmarks Commission will be conducting a public hearing to consider Landmark Designation application 13LM-006, at 1659 Ocean Front Walk to determine whether the multi-family residential apartment building (Purser Apartments), in whole or in part, should be designated as a City Landmark. The Landmarks Commission will make a decision regarding designation based on whether the application, research and public testimony presented show that the building meets one or more of the required criteria for Landmark designation. Applicant: 1659 Ocean Front in Santa Monica, LLC. Owner: 1659 Ocean Front in Santa Monica, LLC.

2520 2nd Street, LC-10CA-024, Zoning: OP-2 (Ocean Park Medium Multiple Residential) District. The Landmarks Commission will be conducting a public hearing to consider granting an extension of time for Certificate of Appropriateness application 10CA-024 which approved the relocation, rehabilitation and adaptive reuse of the Landmark Shotgun House as a preservation resource center, and further approved the design of a proposed 124 square foot rear addition to the building. Applicant: Santa Monica Conservancy. Owner: City of Santa Monica.

1657 Ocean Avenue, LC-13CA-017, Zoning: CC (Civic Center) District. The City Landmarks Commission will be conducting a public hearing to consider a Certificate of Appropriateness, 13CA-017, for design approval related to the addition of a patio on the east elevation, construction of handicap ramps to the take-out kitchen on the east elevation, and the installation of a door and rooftop equipment, which will be screened. The Landmarks Commission will determine whether the proposed project is appropriate and architecturally compatible for the Landmark Chez Jay Restaurant. Applicant: Mario Fonda-Bonardi. Owner: City of Santa Monica.

When: **Monday, August 12, 2013 at 7:00 pm**

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

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

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

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

RUNNING
FROM PAGE 3

Vicente.

Anya Sturm, a second-year member and eighth grader at John Adams Middle School, said that she found Justin through his e-mail blasts and figured she'd give it a try.

"I've had a good time running with Justin," Sturm said. "He makes it interesting."

Whatever he's teaching Sturm and the rest of his runners keeps them coming back.

Sturm said the second go around has been more productive and professional. Last year, Sardo wouldn't hold official sessions. He would just tell the group to come out if they were so moved and Sturm became a regular.

Some days it would be just the two of them, essentially giving Sturm private lessons.

Sardo attributes much of his success to his clients' parents. They are often the ones who come across his e-mail and seize the opportunity to keep their kids active during summer vacation.

"I don't get many e-mails from kids," he said. "I think the parents like the idea of getting their kids into running."

Once Sardo gets down to spreading his knowledge, he strives to keep his young students engaged.

"I try to make it as fun as possible," he said. "If feels good to really push yourself. … I think that's something they take away."

This year's regimented sessions and larger group have given Sardo more to contend with, but he is what some call an over achiever.

Aside from running track at Samohi, Sardo began the Loose Change nonprofit last year as a way to raise money for other local nonprofits.

He fashioned a few boxes with a Loose Change sign and placed them around Samohi, raising hundreds of dollars for homeless service provider OPCC in the process.

"I try to stay active," he said modestly.

For more information about Sardo's running club, contact him at justinsardo@yahoo.com.

daniela@smdp.com

PORN
FROM PAGE 3

again anytime soon.

"I'm exhausted by threats and controversy" over the class and some of his online writings, Hugo Schwyzer told the Pasadena Star-News in an e-mail Wednesday. "I need a break."

In February, Schwyzer invited school alumnus James Deen, the star of "Atomic Vixens," "Batman XXX" and some 1,300 other adult movies, to speak on campus as part of a gender studies class that examined the changing role of pornography in society.

He wanted the lecture to be public. However, within hours of word getting out, Schwyzer was called into a meeting with administrators of the suburban Los Angeles campus that sits along the route of the Tournament of Roses Parade.

The college said in a statement that Schwyzer didn't follow proper procedures when he sought a permit for Deen's appearance, which didn't allow officials to take proper security measures.

Deen eventually was allowed to lecture to students in a closed classroom, although media were invited.

A call to the college seeking comment was not immediately returned Thursday.

Schwyzer told the Star-News that his decision to stop teaching the class for now resulted from college pressure as well as online hate comments he receives daily on social media because of his other writings on gender issues.

Some said they were sorry the class was being pulled.

"I'm sad to see that the class won't be offered anymore and that it didn't receive support from our administration because it was a really tasteful and informative and empowering class," said former student Hanna Israel, 23.

Schwyzer said he hopes to one day resume teaching the class or help another professor teach it.

"I think the course did a lot of good and I think we have to continue to study pornography," he said. "The fact that I'm stopping for now for my own mental health does not mean that there is not going to be more courses on porn."

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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

LANTANA
FROM PAGE 1

helping to lead the charge in creating next-level spaces in just these types of environments, and our work at Lantana will further this commitment."

The campus is in close proximity to the Bergamot Station Arts Center, which is near the forthcoming Exposition Light Rail Line that's expected to be in operation in 2016.

Jacobsen, founder of Industry Partners, said Jamestown is a firm believer the Expo Line will be beneficial and a game changer in the area.

"I think they're going to keep furthering the campus to lend itself to being become part of Bergamot Transit Village," Jacobsen said.

Discussions are ongoing between City Hall and Hines, a Texas-based developer, to create a mixed-use, transit-oriented development near Lantana that will include housing, retail and creative office space.

Jacobsen said Santa Monica was a draw for the company because of the entertainment and technology companies in town. He said with a tenant mix of IMAX and Todd-AO, Santa Monica is becoming a hybrid of technology and entertainment.

" [Jamestown has] an interesting take on the whole intersection of art and commerce and entertainment and so what made it really interesting to them is [Lantana] blends all of those things," Jacobsen said.

Jacobsen said Amazon.com, Inc., Intel, Twitter, Netflix, Inc. and AMC Networks are also looking in Santa Monica for office space as tenants.

> **"I KNOW THAT LANTANA, THE WAY IT WAS DIVIDED UP, IT HAD A VERY GOOD INCOME AND IT'S A VERY INTERESTING CONCEPT,"**
>
> Barbara Tenzer
> President of Tenzer Commercial Brockerage Group, Inc.

Barbara Tenzer, president of Tenzer Commercial Brockerage Group, Inc., said Santa Monica is a unique location for investment.

"I know that Lantana, the way it was divided up, it had a very good income and it's a very interesting concept," Tenzer said. "It's hard to find those kinds of properties to lease on the Westside. That makes it very valuable."

Jamestown also owns other properties in San Francisco and New York City like Chelsea Market and the mixed-use 799 Market Street, which has jobs listing website Monster.com as a tenant. The real estate investment and management company is actively looking into other investments on the West Coast, according to the company.

ameera@smdp.com

WATER
FROM PAGE 1

California showed that about a third of the 7,000 drinking water sources tested had hexavalent chromium levels at or above a preliminary benchmark set by the California EPA.

The highest concentrations were reported in Southern California, including Los Angeles, San Bernardino and Santa Barbara counties.

The state health department will comply with the August deadline, and its efforts to establish the standard for hexavalent chromium are nearly complete, spokesman Ron Owens said in a statement.

The dangers of chromium-6 became widely known after the film "Erin Brockovich," starring Julia Roberts, detailed the case of Pacific Gas & Electric Corp. The utility was accused of leaking the contaminant into the groundwater of Hinckley, a small desert town, causing health problems.

A year later in 2001, the California Legislature directed public health agencies to set an enforceable drinking water standard for the chemical by 2004.

The process was delayed due to a scientific dispute over whether chromium-6 is carcinogenic when ingested in water. It has long been established that chromium-6 is carcinogenic when inhaled.

Federal scientists at the National Toxicology Program confirmed in 2007 that it's also carcinogenic when ingested.

The California EPA then set a preliminary benchmark in creating a drinking water standard. But in 2010, the agency recommended even stricter limits after research showed that fetuses, infants and children are more susceptible than adults to the effects of the chemical. That goal was set last year at .02 parts of hexavalent chromium per billion parts of water.

There is no federal standard for chromium-6. Last year, the U.S. EPA released recommendations for enhanced monitoring of the chemical in public water systems.

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City of Santa Monica

NOTICE OF A PUBLIC HEARING BEFORE THE SANTA MONICA CITY COUNCIL

PROPOSED BERGAMOT AREA PLAN AND ASSOCIATED AMENDMENT OF INTERIM ZONING ORDINANCE

Subject: Recommendation to adopt a resolution adopting the Bergamot Area Plan and approving the Findings of CEQA Compliance and to Amend Interim Zoning Ordinance Number 2428 (CCS) to Clarify that the Bergamot Area Plan development standards for Tier 1 projects and authorized uses supersede the requirements of the Zoning Ordinance to the extent of any inconsistency.

The public hearing before the City Council to consider adoption of the Final Bergamot Area Plan with modifications, pursuant to §9.04.20.18.050, and approval of the Findings of Consistency of the Bergamot Area Plan with the LUCE FEIR was continued from July 23, 2013, and is now scheduled to take place on August 13, 2013. A proposed amendment to Interim Zoning Ordinance Number 2428 (CCS) will also be considered in order to clarify that in cases of conflict between the Bergamot Area Plan and the Zoning Ordinance pertaining to any development standard for a Tier 1 project or any authorized use, the provisions in the Bergamot Area Plan shall control. On July 10, the Planning Commission recommended that the City Council adopt the Final Bergamot Area Plan with modifications and approve the Findings of Consistency with the LUCE FEIR.

The Bergamot Area Plan contains the goals, policies and regulations that are proposed to guide all future development within the Plan area boundaries in order to transition to a sustainable, mixed-use, pedestrian-oriented neighborhood focused on connectivity with the future Exposition Light Rail station and the Bergamot Art Center. The first draft of the Bergamot Area Plan was released on February 8, 2013. The current draft has been available for public comment since June 7, 2013.

Pursuant to CEQA, an Environmental Consistency Checklist with the LUCE FEIR was prepared to analyze whether the potential environmental impacts of the Final Bergamot Area Plan are within the scope of the LUCE FEIR. The Environmental Consistency Checklist, which was attached to the Planning Commission staff report on June 6, 2013, examined the Plan's potential impacts in comparison to the LUCE FEIR and was undertaken pursuant to CEQA Guideline §15162 and §15168. The analysis concluded that no new environmental document is required since no additional new effects would occur and no new mitigation measures would be required. Accordingly, the City can approve the Bergamot Area Plan as being within the scope of the LUCE covered by the LUCE FEIR.

DATE/TIME: **TUESDAY, AUGUST 13, 2013, at 6:45 p.m.**

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

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

Address your letters to: City Clerk
Re: Bergamot Area Plan
1685 Main Street, Room 102
Santa Monica, CA 90401

MORE INFORMATION
For more information, please contact Peter James or Elizabeth Bar-El at (310) 458-8341, or by e-mail at bergamotplan@smgov.net.

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

SURF REPORT



O'NEILL

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Surf Forecasts

Water Temp: **63.1°**

FRIDAY – **FAIR** – SURF: **2-3 ft** knee to chest high
Minimal new WNW swell. Best for standout spots which are up to waist high on the sets late.

SATURDAY – **FAIR** – SURF: **2-3 ft** knee to waist high
Minimal new WNW swell. Best for standout spots which are up to waist high on the sets late.

SUNDAY – **FAIR** – SURF: **2-3 ft** knee to chest high occ. 4ft
Minimal WNW swell eases. Mostly shows for standout spots with 1-3' surf there

MONDAY – **FAIR** – SURF: **2-3 ft** knee to chest high
Minimal new WNW swell. Best for standout spots which are up to waist high on the sets late.

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 24, 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 -- 0
- Number of beach closures due to a sewage spill -- 0
- Number of wet days -- 0
- Number of A grades for dry/wet weather -- 31 / xx
- Number of (C,D,F) grades for dry/wet weather -- 0 / xx

The Beach Report Card is made possible by: simplehuman LAcurGUY 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
Los Carrillo Beach, at Arroyo Sequit Creek mouth.	A+	ns
Nicholas Beach at San Nicholas Canyon Creek mouth.		
El Pescador State Beach, between Lechusa and Las Alias 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
Puerco State Beach at creek mouth.	A+	ns
Marie Canyon storm drain at Puerco Beach, at 21572 Malibu Rd..	A+	ns
Surfrider Beach at Malibu Colony fence.	A	ns
Surfrider Beach (broach 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.	ns	ns
Castlerock Storm Drain at Castle Rock Beach.	A+	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).	C	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.	B	ns
Santa Monica Beach at Wilshire Blvd. drain.	B	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.	A	ns
Dockweiler State Beach at Ballona Creek mouth.	F	ns
Dockweiler State Beach at Culver Blvd. drain.	C	ns
North Westchester Storm Drain at Dockweiler State Beach.	A+	ns
Dockweiler State Beach at World Way (south of D&W jetty).	F	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.

MLB

Hurting Albert Pujols won't rule out return to Angels

GREG BEACHAM
AP Sports Writer

ANAHEIM, Calif. Albert Pujols isn't ready to wrap up his season with the Los Angeles Angels.

The $240 million first baseman says he wants to return from his partially torn plantar fascia when he is healthy, no matter where his struggling club sits in the standings.

Pujols said Thursday his injured left foot is feeling much better after a few days of rest, and he won't need surgery.

Although he will be in a walking boot for another three weeks, he hopes to return when he is cleared.

He says it won't matter even if the season is essentially over for the Angels (48-58), who have lost six straight.

Pujols says he was playing at 45 percent effectiveness last week. He is batting .258 with 17 homers and 64 RBIs in 99 games.

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City of Santa Monica

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

TIME: **10:30 a.m., Tuesday, August 13, 2013**

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

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

Use Permit 13UP-003, 434 17th Street. A Use Permit to retain an existing curb cut to provide street access to a legal parking space located in the rear ? of the subject parcel. The applicant's request is in conjunction with construction of a second floor addition to a single-family residence and a new two-car garage with alley access. Pursuant to SMMC Section 9.04.08.02.040(d), the applicant may request a Use Permit to allow the retention of a curb cut in the North of Montana neighborhood for purposes of providing street access to an on-site parking garage or legal parking space on parcels with adjacent side or rear alley having a minimum right-of-way of fifteen feet. The subject property is located in the North of Montana neighborhood and it has an adjacent rear alley that is 20 feet in width. This item was continued from the April 9, 2013 Zoning Administrator hearing. [Planner: Gina Szilak] **APPLICANT/ OWNER**: John & Teresa Bartlett].
This public hearing was continued from the April 9, 2013 Zoning Administrator Hearing.

Fence Wall Hedge Modification 13FWHM0007, 2029 La Mesa Drive. A Wall Height Modification for a seven-foot six-inch high metal trellis fence with jasmine plantings, a six-foot six-inch high metal rolling gate, a seven-foot tall block wall , and a six-foot six-inch high metal pedestrian gate within the front setback of a property located in the Single Family Residential (R1) District. Pursuant to Santa Monica Municipal Code (SMMC) Section 9.04.10.02.080, fences, walls, or hedges cannot exceed the maximum height of 42-inches within the required front yard, measured from the lowest adjacent grade. SMMC Section 9.04.10.02.080(e) permits a height modification to the height limitations in the front yard area, subject to approval by the Zoning Administrator. [Planner: Dennis Banks] **APPLICANT/ OWNER**: Linda Brown].

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

Any person may comment at the Public Hearing, or by writing a letter to the City Planning Division, Room 212, P.O. Box 2220, Santa Monica, CA 90407-2220. Plans are available for public review at the City Planning Division. For more information, please contact the City Planning Division at (310) 458-8341. Pursuant to California Government Code Section 64009(b), if this matter is subsequently challenged in Court, the challenge may be limited to only those issues raised at the Public Hearing described in this notice, or in written correspondence delivered to the City of Santa Monica at, or prior to, the Public Hearing. The meeting facility is accessible. If you have any disabilities related request, contact at (310) 458-8341 or TTY (310) 458-8696 at least three (3) days prior to the meeting. Santa Monica "Big Blue" Bus Lines #2, #3, Rapid #3, #7 and #9 serve the City Hall.

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

MOVIE TIMES

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

Carousel (NR) 2hrs 8min
7:30pm

Discussion following the film with actress Shirley Jones, who will sign her new book, "Shirley Jones: A Memoir," in the lobby at 6:30pm

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

Red 2 (PG-13) 1hr 56min
1:00pm, 4:05pm, 7:00pm, 10:00pm

Heat (R) 1hr 57min
11:45am

Conjuring (R) 1hr 52min
11:30am, 2:05pm, 4:45pm, 7:40pm, 10:25pm

To Do List (R) 1hr 40min
2:40pm, 5:20pm, 8:00pm, 10:30pm

Fruitvale Station (R) 1hr 25min
11:55am, 2:25pm, 5:00pm, 7:20pm, 9:45pm

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

Despicable Me 2 (PG) 1hr 38min
10:50am, 4:10pm, 9:45pm

Pacific Rim (PG-13) 2hrs 11min
12:15pm, 3:30pm, 6:45pm, 10:15pm

Turbo (PG) 1hr 36min
11:15am, 2:00pm, 4:45pm, 7:30pm, 10:00pm

Smurfs 2 (PG) 1hr 45min
10:30am, 1:20pm, 7:00pm

Grown Ups 2 (PG-13) 1hr 41min
11:20am, 2:15pm, 5:05pm, 7:45pm, 10:30pm

Wolverine () 2hrs 06min
10:35am, 4:50pm, 11:15pm

Despicable Me 2 in 3D (PG) 1hr 38min
1:35pm, 7:15pm

2 Guns (R) 1hr 49min
11:30am, 2:30pm, 5:30pm, 8:30pm, 11:20pm

Wolverine in 3D (PG-13) 2hrs 06min
1:45pm, 8:00pm

Smurfs 2 in 3D (PG) 1hr 45min
4:30pm, 9:50pm

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

Drift (R) 1hr 53min
4:20pm, 7:10pm

20 Feet from Stardom (PG-13) 1hr 30min
1:40pm, 10:10pm

Way, Way Back (PG-13) 1hr 43min
2:00pm, 4:45pm, 7:30pm, 10:00pm

Blue Jasmine (PG-13) 1hr 38min
12:00pm, 12:30pm, 2:25pm, 3:00pm, 4:50pm, 5:30pm, 7:20pm, 8:00pm, 9:50pm, 10:25pm

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

Happy Birthday

Melissa Honeybee Henderson: Yoga teacher, spiritual healer and closet bowler.

Join your friends tonight, Cappy

ARIES (March 21-April 19)
★★★★★ You will accomplish a lot in a small amount of time. You also will be able to straighten out a misunderstanding that could have been a problem. Explore. Tonight: Out and about.

TAURUS (April 20-May 20)
★★★ Finally, you'll have the energy you have been wishing for. An emotional conversation could remind you to be more expressive than you have been lately. Tonight: Be a little naughty!

GEMINI (May 21-June 20)
★★★ You might feel as if you have accomplished a lot. Before spending any more money on a particular venture, consider whether it really will pan out. Do some price comparisons, and then decide whether it is a luxury or a necessity. Be smart. Tonight: Bring your friends together.

CANCER (June 21-July 22)
★★★ You'll want to do your own thing, and you have the energy to complete an important task. Do not hold back, and know full well where you are heading with an issue. A discussion of a sensitive nature would be best postponed until tomorrow. Tonight: Love the one you're with.

LEO (July 23-Aug. 22)
★★★★ A meeting could set the tone for the day, as an intuitive response from a friend or an associate will warn you that there might be more going on than meets the eye. Think carefully about what is causing a sense of frustration or possibly anger. Tonight: Accept an invitation to join friends.

VIRGO (Aug. 23-Sept. 22)
★★★★ Honor a sense of responsibility. You know where you are heading and why. Expect a loved one to feel differently from how you do; know that this person won't hesitate to express those feelings. Tonight: Run errands first.

LIBRA (Sept. 23-Oct. 22)
★★★★ You could be dealing with a touchy situation that involves a special person in your life. Realize that you will need to take a stand. Listen and try to understand where this person is coming from. Tonight: Togetherness works.

SCORPIO (Oct. 23-Nov. 21)
★★★★ Rest assured that you'll have the support you need as you pursue an unusual solution. You could be full of get-up-and-go. Listen to news with a more open mind. Tonight: Catch up with a dear friend.

SAGITTARIUS (Nov. 22-Dec. 21)
★★★★ Others have a way of taking the lead again, but you might decide to undermine their position. The more gently you proceed and the less anger you bring to the situation, the better your success. Tonight: Join your friends for some fun. After all, it is Friday night!

CAPRICORN (Dec. 22-Jan. 19)
★★★★ Considering everything that you might want to accomplish, it would be wise to put a little more time into a project. A partner could get upset if you're not free to join him or her. Understand that he or she really would like your company. Tonight: Better late than never. Join friends.

AQUARIUS (Jan. 20-Feb. 18)
★★★★ Tap into your ingenuity to finish a project quickly. You might want to take the day off, or throw a party with friends. Your playful manner attracts many people. What others might not realize is the amount of effort you've made to free yourself up. Tonight: Let the good times roll.

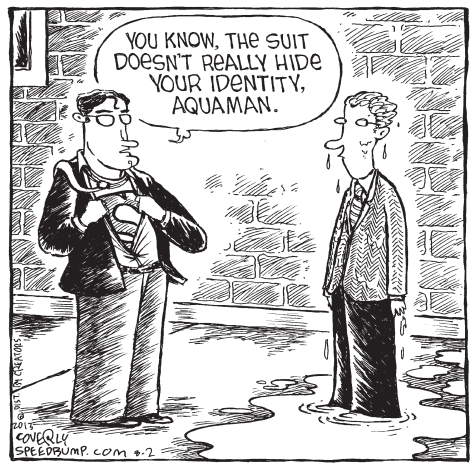
PISCES (Feb. 19-March 20)
★★★ You still might be a bit nervous. You will relax when you decide to find a way to eliminate some of the stress and tension around you. A partner would be only too happy to help you find the right path. Open up to new ideas -- they might work. Tonight: Chill out, then decide.

Friday, August 2, 2013

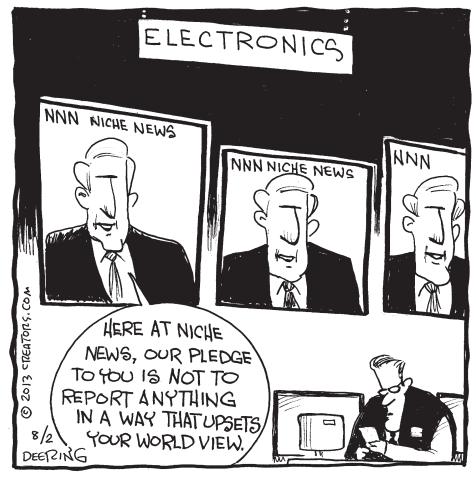
This year you will be in the last year of a 12-year cycle. Be willing to eliminate what does not work if you can't make the necessary adjustments. You will want to enter the next phase of your life with as few problems as possible. If you are single, a potential sweetie could knock on your door. Be sure that this person is emotionally available before you jump in and commit. If you are attached, the two of you will benefit from taking some time away from everything. You will start acting like newlyweds before you know it! CANCER understands you almost too well.

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

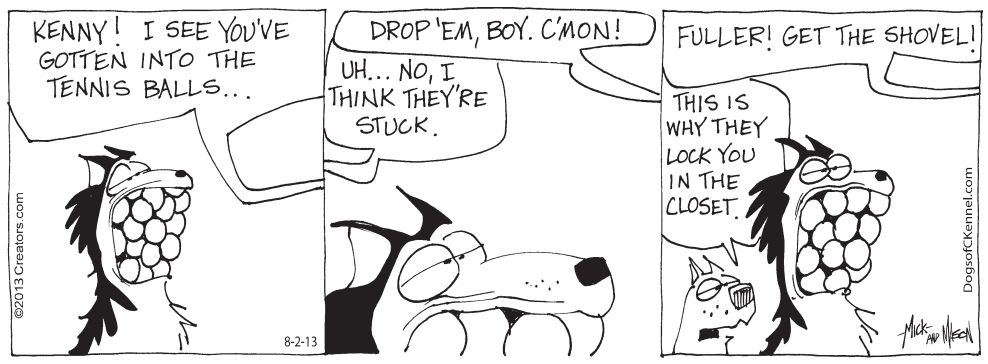
Speed Bump
By Dave Coverly



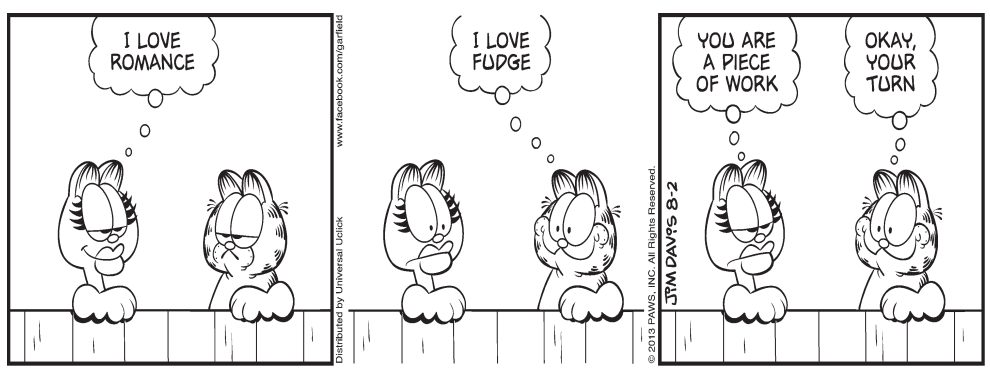
Strange Brew
By John Deering



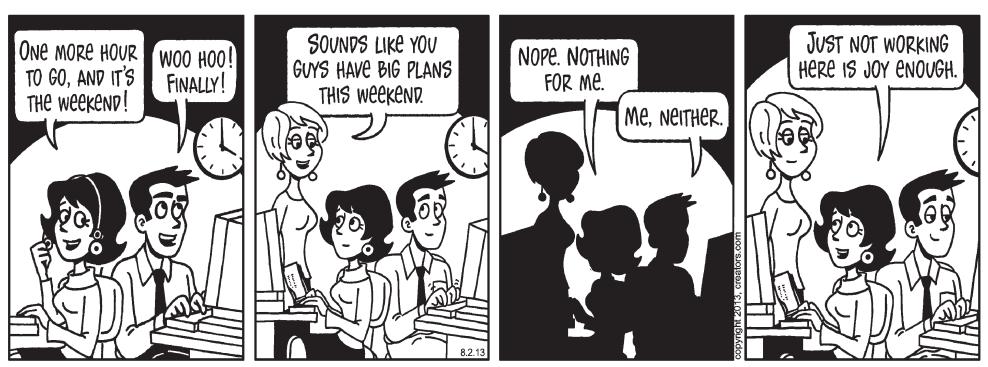
Dogs of C-Kennel
By Mick and Mason Mastroianni



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 ★★★★

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

King Features Syndicate

GETTING STARTED

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

SOLUTIONS TO YESTERDAY'S PUZZLE

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

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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 Duel count
6 Pastel shade
11 Spiny plant
12 Writer Jong
13 Historic riveter
14 Errand runner
15 Sicilian peak
17 Comfy spot
18 "Very funny!"
20 City founded by Pizarro
22 Ring legend
23 Wine bottles
26 Electric coil inventor
28 Foreword
29 Black-mails
31 Big head
32 Words of approxi-mation
33 Easy run
34 Do a KP chore
36 Track shape
38 Overlooks
40 Homer work
43 Sculpture in St. Peter's
44 Balkan capital
45 School paper
46 Rival

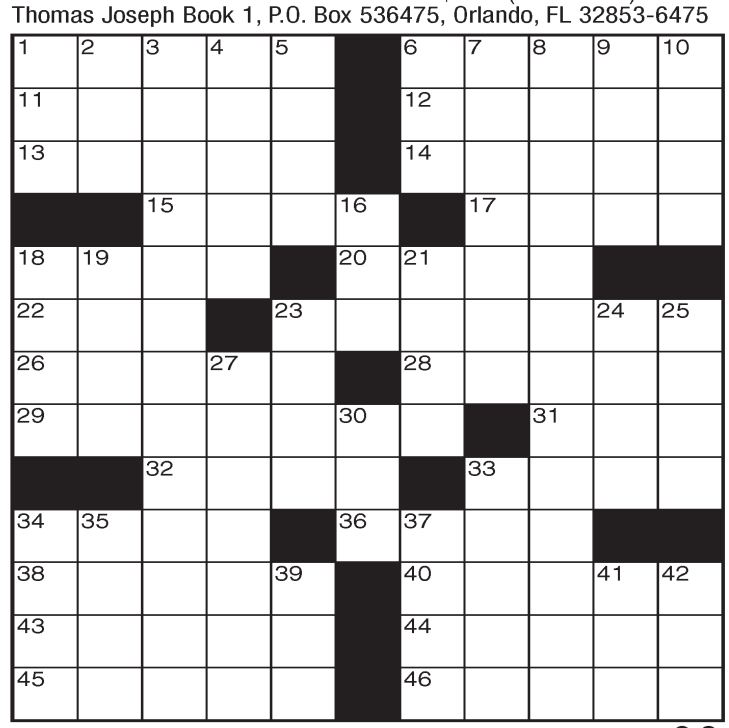
DOWN

1 Course goal
2 Previously
3 Kate Atkin-son book
4 Juan's wife
5 Spotted
6 Relay section
7 Tony Stark's alter ego
8 Kate Atkinson book
9 Deck toppers
10 Pony's pull
16 Imitating
18 Loathe
19 TV's Trebek
21 Fancy flower
23 Road sights
24 Therefore
25 Flue filth
27 Singer Lynn
30 Overly
33 Hawk's grasper
34 Vatican VIP
35 Writer Martin
37 Shop grasper
39 Utter
41 Objective
42 Calendar box

A	S	I	A	■	A	U	G	U	S	T
T	O	N	Y	■	S	N	I	P	E	R
M	U	T	E	■	P	I	G	S	T	Y
S	P	E	A	K	S	T	O	■	■	■
■	■	R	Y	E	■	E	L	I	Z	A
C	A	S	E	Y	■	D	O	N	O	R
A	C	E	■	■	■	■	■	T	O	T
R	A	C	E	R	■	S	T	E	M	S
T	I	T	L	E	■	O	R	R	■	■
■	■	■	P	A	T	S	A	J	A	K
A	T	E	A	S	E	■	D	E	L	I
L	O	G	S	O	N	■	E	C	O	N
S	P	O	O	N	S	■	S	T	U	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



8-2



NEWS OF THE WEIRD
BY CHUCK SHEPARD

■ Marketing Challenges: (1) The Rocket Fizz Soda Pop and Candy Shop franchisers, already with a lineup of sometimes-unappreciated flavors such as buffalo chicken wing soda, briefly experimented in June with "ranch dressing" soda, a mistaken adventure that co-founder Rob Powells jokingly blamed on his business partner. (2) Brewmaster John Maier of Rogue Ales in Newport, Ore., pointed out that "wild yeasts" have been used in beer for centuries and thus (according to a June report on FoodBeast.com) his company's Beard Beer (from yeast of beards, including at one time, his own) should be regarded as a traditional brew.

■ Melanie Typaldos, 57, and her husband, Richard Loveman, 54, in Buda, Texas, are supposedly part of a growing trend of people keeping pet capybaras (giant, semi-aquatic guinea pigs that are the world's largest rodents, at more than 100 pounds). "Gary" sometimes lounges on the couple's marital bed and frolics in the above-ground pool the couple installed for him. Although Melanie and Richard keep other, more traditional, animals at their home (they told London's Daily Mail in June), Gary is, of course, the only one as large as a human but with the distinctive body and head of a rat.

TODAY IN HISTORY

1943 – World War II: the Motor Torpedo Boat PT-109 is rammed by the Japanese destroyer Amagiri and sinks. Lt. John F. Kennedy, future U.S. President, saves all but two of his crew.

1944 – ASNOM: birth of the Socialist Republic of Macedonia, celebrated as Day of the Republic in the Republic of Macedonia.

WORD UP!

bemused
\ bih-MYOOZD \ , adjective;
1. bewildered or confused.
2. lost in thought; preoccupied.

Santa Monica Daily Press

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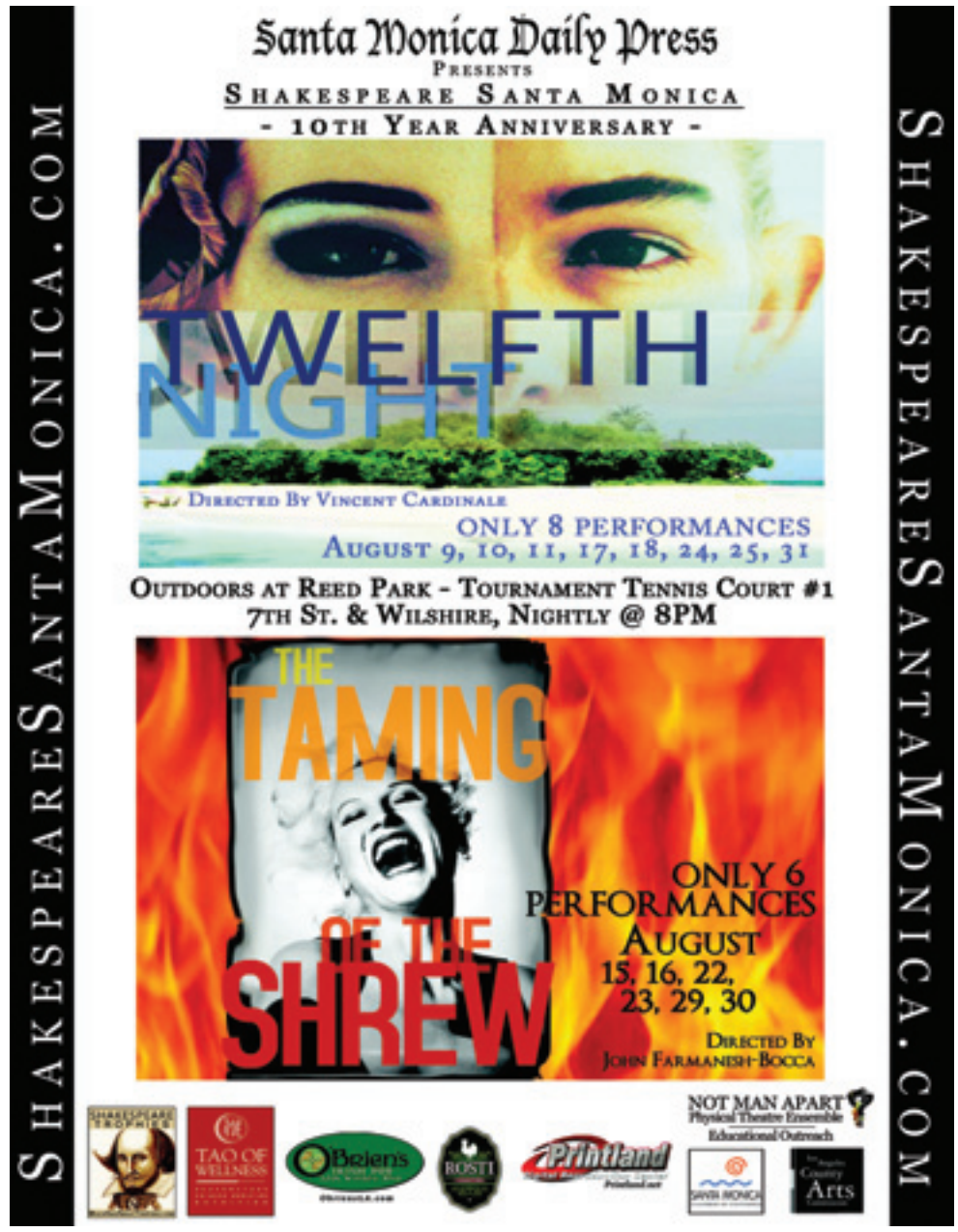
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THE MIRAMAR HOTEL

Dear Friends and Neighbors,

The Miramar Hotel has served as the western gateway to Downtown Santa Monica since the 1920s. Since we first introduced our plan to improve the hotel in April 2011, we've received lots of interest and many questions. Continuing our dialogue with the community, we will be answering the questions we've heard most frequently.

Our path to the current stage – the environmental review (EIR) process – has been shaped by the input we received from hundreds of Santa Monica residents and our elected officials. We listened and we responded by making substantial and well-received changes to our plan. Most significantly, our original plan was 135 feet in height and covered a substantial portion of our 4.5-acre site. The City Council told us that they wanted more open space and less impact on ocean views – a building that was thinner and taller at about the same location of the current hotel tower.

We listened and came back with a building comparable in height to the Huntley Hotel across the street and also with nearby office buildings and condominium towers. Our new plan is virtually the same size but maximizes open space and preserves views – more than 50% of the property is now open space – allowing the community to see the Moreton Bay Fig Tree for the first time in decades.

In the weeks and months ahead, we will continue talking with you about the features and benefits of the Miramar Plan:

- Tripling on-site parking with an underground garage;
- Creating new, well-paid union jobs in Santa Monica;
- Generating over $5.1 million a year in new revenue for city programs and services;
- Building new affordable housing;
- Preserving the historic Palisades Building;
- Creating new open space and gardens that visually tie to Palisades Park; and
- Protecting the historic Moreton Bay Fig Tree for future generations.

We're proud that the plan the City Council encouraged us to design is projected to be effectively traffic neutral, environmentally sustainable and will restore the Miramar as one of the premier luxury destinations in Southern California. Our partnership with Santa Monicans is vital to the success of the Miramar Plan. We will continue our extensive outreach so that everyone can have the facts about the Miramar Plan.

Sincerely,

Alan Epstein



P.S. The Miramar Plan is a work in progress. We look forward to continuing to update the community, keep the lines of communication open and be open to your suggestions to create a great plan that Santa Monica truly deserves. If you would like to discuss the plan with me personally, please feel free to call me at (310) 879-9246 or email me at Alan@MiramarPlan.com.