

Santa Monica Daily Press

A newspaper with issues

New housing development a slow proposition in city

But city officials say housing is a priority

BY ANDREW H. FIXMER
Daily Press Staff Writer

Despite a soaring demand for housing, local architects and developers say Santa Monica has put a freeze on new housing development.

While a severe shortage of housing in the Los Angeles region may have many communities looking at new ways to make it easier for developers to build more residential units, local builders are concerned Santa Monica is looking for ways to slow down the process.

Many say that it takes longer to get a project approved in Santa Monica than it does to construct it.

"I think there's a slow growth movement going on and residents and those in City Hall not wanting growth," said Johannes Van Tilburg, a local architect who also teaches at the University of Southern California. "It's kind of a moratorium without calling it a moratorium."

Van Tilburg and other local architects said in the early 1990s, Santa Monica was on the forefront of housing policies. But they say that's changed.

It used to be that combined residential and commercial uses would get quick approval.

"The mixed-use thing, they have really backed away from it," Van Tilburg said. "I don't know why, but they have really backed away now. It seems to be a different era."

Some believe the city is trying to put the brakes on rapid development — which has added hundreds of new residential units downtown — because it creates heavy traffic congestion. Critics also say a recent city law that now mandates even small developments must go through a public review process is just another delay method.

"Santa Monica has residential areas that need to be protected

because they are already built out and we don't want the dislocation of current tenants," said Joan Ling, executive director of Community Corp. of Santa Monica, a developer of local affordable housing. "But all the work the city did to promote construction in the downtown region is being lost by the unpredictability and delays that new resolutions ... create."

City officials deny that development in urban areas is being

squashed and they continue to promote housing.

"I don't think we are slowing down housing at all; I think the city remains dedicated to housing and looking at policies that will allow us to build even more housing," said Councilman Richard Bloom. "But we want it done in the right way and make sure that it fulfills the needs of the city for our future generations."

See HOUSING, page 5

Main Street project back under scrutiny

BY CAROLYN SACKARIASON
Daily Press Staff Writer

The developer of the biggest project Main Street has seen in years may finally get approval tonight.

For more than three years, Howard Jacobs has been seeking approval to build a 133-unit housing and retail development in the former Pioneer Boulangerie Bakery site and across the street, where he has purchased both parcels just south of Pico Boulevard on Main Street.

And tonight he faces the city planning commission, the very board that voted unanimously in December to deny the project.

The commissioners said it would overwhelm the neighborhood and would aesthetically ruin the north end of Main Street. Commissioners also said the 170,000-square-foot development doesn't fit in with the neighborhood.

But after making changes to the project, Jacobs appealed to and won approval from the city council in February. Council members all agreed the project was suitable for the neighborhood. They also said Jacobs' changes made the development better and would revitalize an abandoned area of Main Street.

However, the city's architectural review board didn't think

so. Jacobs went in front of that board in May, which voted 4-0 to shoot down the plan. As a matter of procedure, Jacobs is forced right back in front of the planning commission — this time appealing the ARB's decision.

While city staff agreed in December that the development was out of character and scale of the surrounding area, officials now recommend that the planning commission reverse the ARB's decision and approve the plan.

Because the development will take up an entire city block, the city council and the planning commission during the review process asked Jacobs to make the building seem like it was several with different store fronts. That would make it appear smaller and fit in better with the rest of Main Street, which has an eclectic mix of architecture.

So Jacobs' project team redesigned the buildings, which would be luxury condominiums with commercial and retail stores underneath, with different architectural styles every 60 feet. Those styles include contemporary, craftsman and international.

But the ARB said the different architectural styles were picked arbitrarily and did not have a consistent theme, making it unauthentic in appearance.

See PROJECT, page 5



Andrew H. Fixmer/Daily Press

The new public safety building, located behind City Hall west of Fourth Street between Colorado Avenue and Pico Boulevard is nearly complete.

Furniture approved for public safety building

BY ANDREW H. FIXMER
Daily Press Staff Writer

Even though it appears to be no more than a skeleton of a building, the city has approved nearly \$1.2 million in furniture for the city's new public safety building.

The Santa Monica City Council approved the purchase last week as part of the \$66.1 million, 118,000-square-foot, four-story office building that will house the city's police and fire departments headquarters, the jail, an emergency operations center and 100 spaces of underground parking.

Officials say construction is on schedule and should be complete by January 2003. And the interior should be ready for the police and fire departments to move in by March 2003.

"I think the really positive thing to say is that the building is now almost 60 percent complete," said Assistant City

Manager Gordon Anderson. "The building is slated for completion and we're making the final arrangements for it, so something that has taken many years to plan is finally coming to a completion."

The project is 1 1/2 years behind schedule. The city council approved a financing plan in 1997 for the building that was supposed to cost \$42.2 million and be complete by fall 2001.

However, construction bids came in far higher than what city officials expected. All bids were denied in May 2000 and the city entered into a "modified design-build" approach, where the contractor must pay for increases resulting from cost overruns.

"We don't want to be prematurely self-praising," said Councilman Richard Bloom. "There have been a lot of problems and a lot of issues but they have all been taken care of."

See FURNITURE, page 5

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♈ ARIES (March 21-April 19)

★★★★ Your approach can make all the difference. Brush up on your diplomatic style. Others bend in your direction as a result. Integrate new information. You might not only change your opinion but others' as well. A meeting develops into a lively brainstorming session. Tonight: Follow your friends.

♉ TAURUS (April 20-May 20)

★★★★ Take the lead at work, and you'll get kudos. Don't underestimate your ability to move associates with your positive thinking. Don't make assumptions, please. A partner reverses his or her strategy or approach. Adjust. Work with him or her. Tonight: Burn the midnight oil.

♊ GEMINI (May 21-June 20)

★★★★ Seriously consider signing up for a course or workshop. Seek feedback from others who might have been involved in these classes. Deal directly with a changeable and sometimes-controlling individual. Tonight: Allow another to coax you into doing something very different.

♋ CANCER (June 21-July 22)

★★★★ An offer might be very exciting. You could have a hard time wiping that grin off your face. Playing it cool could be touchy, to say the least. Let someone know just how much you appreciate his or her efforts. Tonight: Go along with a partner's wishes.

♌ LEO (July 23-Aug. 22)

★★★★ Surely you can see another's perspective, although you might need to make a major adjustment. Carefully consider options that involve a child or loved one. Be sensitive to this person. If canceling plans, reschedule at the same time. Tonight: Let another lead.

♍ VIRGO (Aug. 23-Sept. 22)

★★★★ Work demands your full attention, but the end result will be most pleasing. Don't negate a new possibility. Stay level, even if you feel like carrying on about news. A family member could be touchy at times. Use your people skills. Tonight: Buy something special for dinner on the way home.

♎ LIBRA (Sept. 23-Oct. 22)

★★★★ Playfulness surrounds you, perhaps because of the naughtiness in your smile. You might have scheduled your day a certain way but decide to go in a different direction. Flex with the moment. Remember that you have one life to live! Tonight: Play away.

♏ SCORPIO (Oct. 23-Nov. 21)

★★★★ Take your time with family or a domestic matter. An investment in property could be very interesting. The costs, however, might not be what you anticipated. Your instincts help you make the correct choice. You need to trust yourself. Tonight: Treat a family member to a special dessert.

♐ SAGITTARIUS (Nov. 22-Dec. 21)

★★★★ You might need to reverse your stand. Facts help point the way. A meeting not only proves to be significant, but also you realize how much your associates depend on you. Express ideas. Others want to hear more of your opinions. Tonight: Chat away.

♑ CAPRICORN (Dec. 22-Jan. 19)

★★ Listen carefully to news that involves finances. You can and need to read between the lines. Still, you want to do what feels right and not influence others' decisions. Meanwhile, dig into work; a boss might be observing. Tonight: Your treat.

♒ AQUARIUS (Jan. 20-Feb. 18)

★★★★ You are personality plus. Reach out for a loved one at a distance. Good news comes your way, though you need to adapt and flow with situations. Your sense of humor and perspective help a rigid individual step back. Tonight: Just don't be alone.

♓ PISCES (Feb. 19-March 20)

★★ Listen well to a boss who sometimes can be demanding and at other times wishy-washy. Perhaps confirming what he or she wants could be helpful. Be extremely gentle with a loved one or partner. You'll get the same treatment in return. Tonight: Get some extra zzz's.

QUOTE of the DAY

"There is never enough time, unless you're serving it."

— Malcom Forbes

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LOCAL



Glass found in park's sandbox

By Daily Press staff

Broken glass was found in a sandbox at Clover Park Saturday, prompting local police to be on the look-out for similar incidents at area playgrounds.

At about 4:30 p.m., Santa Monica Police responded to a call from a woman at Clover Park, on the 2600 block of Ocean Park Boulevard, who reported that glass from a broken bottle was found in the sand near the base of the children's slide.

No one was injured from the glass.

Over the past several months, razor-blades have been found in parks throughout Southern California. Authorities have said those blades have been intentionally placed.

SMPD Lt. Frank Fabrega said it is unknown how the glass got into the sandbox or if it is an isolated incident. However, he did warn that people take precautions and check area playgrounds before allowing children to play on them.

If broken glass or sharp objects are located in the city, call the SMPD at (310) 458-8491.

Jeff Corey, drama coach and blacklisted actor, dies at 88

By The Associated Press

SANTA MONICA — Jeff Corey, an actor who found a new career as a drama teacher after being blacklisted for refusing to name names during the communist witch-hunt of the 1950s, has died. He was 88.

Corey died Friday at St. John's Medical Center of complications from a fall at his Malibu home earlier in the week.

During high school in New York City, Corey became interested in acting while taking a drama class. He earned a scholarship to Feagin School of Dramatic Arts, then worked in a Shakespearean repertory company and later a traveling children's theater troupe.

After moving to Hollywood, Corey appeared in 23 films from 1940-43, among them "The Devil and Daniel Webster" and "My Friend Flicka."

Corey served as a combat photogra-

pher in the Navy during World War II, then returned to Hollywood, where his post-war credits included "The Killers" and "Home of the Brave."

His acting career was derailed for 10 years beginning in 1951, when he was called before the House Committee on Un-American Activities, which was investigating communist influence in Hollywood. Corey refused to provide names of potential communists and was blacklisted from acting in Hollywood.

Corey resumed film acting in 1962, his credits including "Butch Cassidy and the Sundance Kid," "Little Big Man" and "In Cold Blood."

Corey is survived by his wife, Hope; three daughters, Eve Corey Poling of Atlanta, Jane Corey of Elk, Calif., and Emily Corey of Los Angeles; and six grandchildren. Funeral services were pending.

Moving along



Franklin Smith/Special to the Daily Press

A Santa Monica Police officer moves a transient woman along Tuesday evening after she was found bathing in a man-made pond on the Third Street Promenade.



Minor pulses of south swell should be good for small, inconsistent surf today. Expect predominantly waist-high waves and below.

LA Public Health was showing a lot of "B" beach advisories after Tuesday's morning drizzle. While there is no official, 72-hour rain advisory after the minor sprinkle, surfers will find popular spots Venice Beach showing the "B;" Leo Carrillo a "C."

Conditions should hold until Friday, when a new south-west ground swell is expected to arrive.

Today's Tides:		
Low-	3:47 a.m.	-0.54'
High-	10:07 a.m.	4.23'
Low-	3:12 a.m.	2.05'
High-	9:09 a.m.	6.02'

Location	Wednesday	Thursday	Water Quality
County Line	2-3'/Fair	2-3'/Fair	A
Zuma	2-3'/Fair	2-3'/Fair	A
Surfrider	1-2'/Fair	1-2'/Fair	A
Topanga	1-2'/Fair	1-2'/Fair	A
Breakwater	2-3'/Fair	2-3'/Fair	B
El Porto	2-3'/Fair	2-3'/Fair	A

The Q-Line

City officials are considering installing cameras at various intersections throughout the city to bust motorists running red lights.

Surveillance cameras are also going to be installed on the beach so emergency personnel can monitor activity on the packed shoreline.

Some have even suggested that surveillance cameras be placed on the Third Street Promenade to reduce crime.

Many argue that these cameras are an

invasion of privacy. This week Q-Line wants to know:

"Are these surveillance cameras necessary? Do you think your privacy is compromised when 'Big Brother' is watching?"

Call (310) 285-8106 with your response before Thursday at 5 p.m. We'll print them in Friday's paper. Please limit your comments to a minute or less; it might help to think first about the wording of your response.

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OPINION

LETTERS

Ousted from running for public office

Editor:

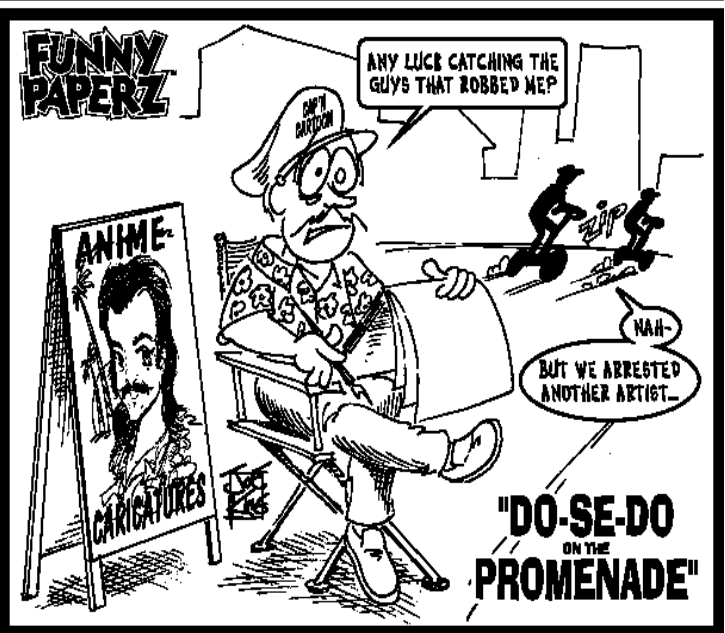
The City of Santa Monica has kept me off of the ballot for the third time, based on a bad technicality. I was on the ballot for council in '98. The next two times, I was not allowed to give my papers of nomination to the city clerk, because I was late by a few moments, only according to a recent and totally unrelated ordinance, and against the clear intent of the state elections code. The ordinance was revised, last January, to reflect this, without any mention of Mr. procrastinator, myself!

Now, although I'd have known, those last times, if the clerk had reviewed my papers, I've been disqualified because of the wrong residential address — even though it's immaterial.

Let's get this out: I'm homeless, and it's not just because of a ruse that my landlord did with Legal Aid, which kept me from using them. The point is, I felt there was no reason to change the address, since I still vote at the Thelma Terry Center in Virginia Park, 'til such time as I "get" a new, residential one (p.o. boxes are not allowed, although the assistant attorney said, almost anything else is OK.)

I'm running for SMMUSD school board member, on what I refer to as a "Classical" curriculum, although what that is, really has to be determined over the course of argument with the founding parental units (I have no kids).

Brian "Quincy" Hutchings
Santa Monica



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Bacon, lettuce and tomato on wheat, hold the box cutter



EDGE of the WEST

By Ron Scott Smith

"Design your own 9-11 memorial T-shirt; no shipping cost ... offers@mailme.com."

We must be getting back to normal, I think to myself, as I check out this latest offer-you-can't-refuse, sent through the wonderful world of electronic junk mail. No shipping cost!

The first Sept. 11 since the bad Sept. 11 will soon be here, and brace yourself, the merchandising push is on, along with the reflecting. It will have been a year since Pitch-black Tuesday, and let's not use the word "anniversary."

Answers are still scarce, but the questions remain many.

Such as ... are we a terrorized nation or does it just seem that way?

Listen, I had a sandwich that my mom made for me scrutinized at Pittsburgh International in May. Not only was the tinfoil peeled from it, the top slice of bread was lifted off it to make sure nothing lethal was planted in there. I'm not making this up. I guess I flew back to Santa Monica more securely, with the knowledge that nobody was sneaking a box cutter on to that plane between their lettuce and tomatoes.

The terrorists have terrorized us.

We've had scuba diver alerts, 26 miles across the sea, terrorists coming up from underwater with bad intentions for Catalina, the island of romance. We've had July 4th warnings for an attack on Three Mile Island, like Three Mile Island hasn't had enough already. And this week in the news — heart monitors at the airports to detect the kind of guilty, nervous cardio-vascular activity that only a terrorist might register.

We've had the Golden Gate Bridge shut down, and the truckers of America on high alert. Have you tried to gain entrance to a high-rise office tower or a major movie studio this year? Good luck, hope you brought maximum ID and some good reading material.

For the kids we've got a new monster to join Dracula, Frankenstein, Jason and Hannibal. "Daddy there's a terrorist under the bed."

The CIA keeps a report called the "threat matrix" which has up to a hundred new terrorist threats added to it daily, leading Rumsfeld to say the question of us being hit again is not if, "but when, where and how." That's right — the Secretary of ... Defense ... said that. He also said this about the inevitable coming attack: "The only thing to be surprised about is that we're surprised when we're surprised."

Come again?

We've got personal liberties growing smaller as we watch them walk away — legalized phone tapping and Internet surveillance, military tribunals and TIPS — Ashcroft's plan to have Americans spying on Americans via the gas, phone or cable

man. And that overly protective father figure of an attorney general now calls for internment camps that would allow him to order the indefinite incarceration of U.S. citizens by declaring them "enemy combatants."

We've got style though — our terror is graded and color-coded. But hasn't it been on that same yellow alert level every day since they came up with it, despite the relentless stream of public warnings? And is yellow really a good color for America to be stuck on? Gov. Ridge at the office of "homeland security" is probably hoping his bad idea just kind of sneaks away into the night.

More questions, less answers ...

Can we pull back, reach out, and still be the toughest outfit on the planet? Like, for instance, get our armed forces out of Saudi Arabia? Isn't that a major reason, if not the major reason, Islamic fundamentalists have taken aim at us? Isn't Bin Laden from there, weren't 15 of the 19 hijackers Saudis? Just what is the upside to our military being planted in Mecca for a decade now? Oil barons reaping massive profits? I knew at least one of you'd say that.

Pulling out would be giving in, giving terrorism a victory, right? Wrong. Give them back their holy land, free of foreign soldiers, and perhaps we get back ... us? If we really believe in our greatness, we don't need that outpost, do we? Our young soldiers over there — you think they might be down with getting out of the Sahara desert and coming back home for Christmas and for good?

Can the biggest, baddest kid on the block, though hit hard and hurt, hold back his next punch and say ... "OK, now back off, chill out, get out of my face, and I'll tell you what I'll do for you. I'll get out of your face." Or does he bash forward, daisy cutters in hand, saying, "I'm here to stay and you and your friends are toast." Which course of action would lessen Rumsfeld's "inevitability" of the next disastrous attack on America? Which course is the more courageous?

Is anybody out there starting to wonder about this "war on terror?" Not that it's possible to ever know, but, could somebody tell us when it's over?

Let's see, we've got Iran, North Korea, and wouldn't-you-hate-to-be Iraq ... making up Bush's "axis of evil." And we've got Sudan, Libya, Syria, and Cuba, among others, as his "rogue nations." al-Qaida is hidden away in, what'd they say, 35 countries around the globe? How many soldiers did you say we have?

We've got the European Union blasting us, and Russia — no longer "evil" herself — making deals with some of the nations that suddenly are. Meanwhile China sits there tight-lipped, no love lost for us, looking longingly at Taiwan, who we've vowed to protect. How many soldiers?

Did you hear the one about the country that painted itself into a corner?

Guy walks into a bar ... there's nobody there ...

(Ron Smith can be reached at edgeofthewest@aol.com).

Opinions expressed are those of the writer and do not necessarily reflect those of the Santa Monica Daily Press staff. Guest editorials from residents are encouraged, as are letters to the editor. Letters will be published on a space-available basis. It is our intention to publish all letters we receive, except those that are libelous or are unsigned. Preference will be given to those that are e-mailed to sack@smdp.com. All letters must include the author's name and telephone number for purposes of verification. Letters also may be mailed to our offices located at 530 Wilshire Boulevard, Suite 200, Santa Monica, 90401, or faxed to (310) 576-9913. All letters and guest editorials are subject to editing for space and content.

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LOCAL



Officials debate where future development will go

HOUSING, from page 1

Officials point out that Santa Monica is built out and what remains should be used for affordable housing.

The 2000 census results indicate L.A. County is one of the fastest growing regions in the country. Over the next 10 years it is anticipated a population the size of the City of Los Angeles will relocate into the county.

"People are on the way, they have their bags packed and their decisions to come to L.A. have already been made," Van Tilburg said. "People are coming and we are not building for it."

The rapid population growth has many communities throughout the area adopting aggressive housing policies that will allow developers to build more housing on smaller parcels of land, and give developers incentives for including housing into commercial projects.

Pasadena, Culver City, Beverly Hills, and Los Angeles, among others, are currently debating how to change their housing policies to encourage more development, builders say.

Van Tilburg believes that those communities, all of which are considered to be built out, future housing development should go along the major boulevards.

There are more than 250 miles of boulevards in Los Angeles that could sustain future housing development, Van Tilburg said. And the corridors are already connected to the region's bus and rail mass-transit system, making them ideal for mixed development uses.

The same goes for Santa Monica. Van Tilburg believes Santa Monica's boulevards are largely under-developed and

could be used as a place to build thousands of more housing units to the city.

"Drive from the wave on Wilshire Boulevard to the ocean, and you'll see that it is totally under-developed," Van Tilburg said. "There is where the city should allow mixed-use commercial buildings with three or four floors of residential units on top."

"Right now it's just old tired retail that is empty and some of which is even bordered up," he added.

Councilman Herb Katz, a local architect, does not believe housing needs to be concentrated in any one area of the city.

"I'm not seeing them necessarily on the boulevards," Katz said. "I think there is enough in-fill that it can go almost everywhere. It doesn't have to be contained to just one area."

And Katz hopes other cities in the region will not only debate aggressive housing policies but actually put them into practice.

"I think they may be adopting some of it, but I don't think they are far enough along the line, and they aren't being nearly aggressive enough," he said. "If they were being aggressive, we wouldn't have to do as much here."

Councilman Ken Genser believes development will have to be funneled into urban areas.

"We can't keep sprawling, we're going to run out of land if we keep going the way we are," he said. "We need to make sure transportation is there and the infrastructure is there ... so we don't have to scar the land to build the housing."

Project's fate rests with city

PROJECT, from page 1

Jacobs hopes the planning commission reviews the plans fairly and looks at it as if it were a new project.

"I really don't know how it is going to turn out," he said. "I hope the planning commission likes the changes since many of the changes were their suggestions before it went to council."

Jacobs is suing the city, arguing it dragged its feet in completing the environmental impact review on the project, which is supposed to be done within 12 months, as prescribed by state law. The report was completed late last year, months after the supposed deadline.

Jacobs claims that the delay has cost him between \$2.5 and \$3 million. He argues he is sitting on land that the city is delaying him his right to get a return

investment on. Jacobs said he pays \$115,000 a month for the mortgage, insurance and maintenance of the property.

Some suggested that the council only approved the project to avoid losing the lawsuit. Some officials said if Jacobs wins, the city could be forced to pay \$9 million in damages.

Jacobs said he doesn't have a back-up plan formulated yet if he is denied by the planning commission, or how the cost overruns will effect the end product.

"Either we'll lose the money or I don't know what," he said. "But I know we cannot bear these losses indefinitely ..."

"It's been a long hard process and we appreciate the support of the city council," Jacobs added. "But we would encourage the city as a whole to get its house in order."

\$1.2M needed in furniture

FURNITURE, from page 1

The new "modular" office furniture will look similar to the fare commonly found in City Hall and at city offices stationed at the Santa Monica Airport. Most of the equipment consists of desks, chairs and other general office furniture.

Of all the bids the city received, Knoll, Inc. provided the lowest amount for the furniture.

"We went through a competitive process," Anderson said. "Based on spec-

ifications provided, this firm was selected because it had the better price or, at least, the most competitive price."

After all the years of planning, Bloom said he was happy to see some of the smaller items, like furniture coming up for approval because it means construction is coming to a close.

"It's a complex building process," he said. "It's very exciting that after all these years our police and fire departments will finally have a new home."

"It's way overdue," he added.

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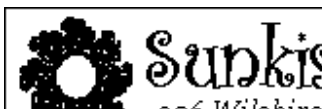
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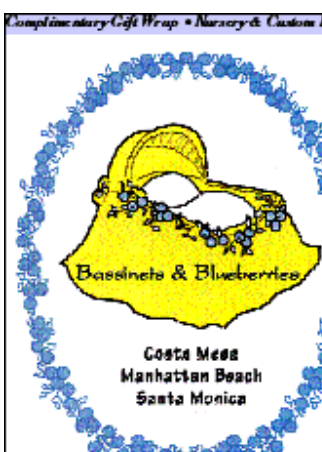
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STATE

State cracks down on 'party boats' along coast

BY DON THOMPSON
Associated Press Writer

SACRAMENTO — The crew of one so-called charter "party boat" shot and killed pelicans that were disrupting fishing by the boat's paying passengers, the Department of Fish and Game alleged Tuesday.

Another boat took none of the steps it could have to avoid snaring pelicans and other birds with baited hooks, such as moving to another location, making noise, or avoiding spreading chum until the birds departed.

When a sea lion or seal began threatening passengers' catch, the reaction on one boat was to grab a rifle to try to shoot the animal, Capt. Nancy Foley of the department's special operations unit said Tuesday.

In each case, the crews were unaware one of their paying passengers was a plainclothes game warden participating in "Operation Near Shore," the first concerted statewide undercover crackdown on rogue party boats.

Game wardens targeted 18 of the 408 party boats licensed by the department, concentrating since the beginning of the year on boats that had generated citizen complaints. They found enough evidence to bring charges against operators of 14 of the boats.

"The citizens were coming to us and saying, 'You can't believe what's happening on these particular boats,'" said Foley, noting that "it generally takes a lot for a citizen to complain."

The captain of the "New Sea Angler," Richard Powers, 48, and his deck hand, Atsushi Yamashita, 33, both of Bodega Bay, were led from Powers' Bodega Bay Sport Fishing Center in handcuffs Monday. They remained jailed Tuesday in lieu of bonds of \$100,000 and \$75,000, respectively, pending a Wednesday arraignment.

They were charged with felony conspiracy, the most serious of the charges expected to be brought this week against operators of boats spanning much of the California coast.

Powers is vice president of the Golden Gate Sport Fishing Association and a member of an advisory committee to the Pacific Fisheries Management Council.

"You're going to get somebody that doesn't obey the law ..."

— DON HANSEN
Dana Wharf Sport Fishing

Powers and Yamashita were charged with overfishing rock fish, using too many hooks and keeping prohibited species. Searches of his boat and fishing center produced illegal fishing gear and 42 fishing license books that were overdue to the Fish and Game Department, the department said.

Charges against additional operators are scheduled to be filed by prosecutors in Los Angeles, Marin, Mendocino, Monterey, San Francisco, San Mateo and Sonoma counties, Foley said.

"It doesn't happen that often," said Don Hansen of Dana Wharf Sport Fishing, vice president of the Sport Fishing Association of California. With more than 400 operators, "you're going to get somebody that doesn't obey the law, but I don't think it's a common part of our industry."

Hansen said most operators recognize they will destroy their livelihood if they deplete the fish, and encourage enforcement of fishing laws.

In-state travel on rise after 9-11

BY LOUISE CHU
Associated Press Writer

SACRAMENTO — Tourism was expected to be among the hardest hit industries after the Sept. 11 terrorist attacks. But with leisure travel volume up 3.4 percent from last year, state officials say California's tourism industry has managed to emerge relatively unscathed.

The industry's success has been largely attributed to the rise of in-state travel, as Californians have opted to drive rather than fly while on vacation. Between December 2001 and February 2002, almost 64 million California residents traveled within the state, up 7.2 percent from the previous year.

"Because of the difficulty people perceive in flying to other places, they have looked at staying closer to home," said Lon Hatamiya, chairman of the California Travel and Tourism Commission.

Hatamiya also credited an \$13 million statewide ad campaign, aimed at encouraging California residents to explore local attractions, with the boost in numbers.

Another business benefiting from the increased in-state travel is winter snow sports, which finished this past season "dead even" with the year before, said Bob Roberts, executive director of the California Ski Industry Association.

He added that this past season's 7.4

million visits is especially impressive because Southern California also experienced one of its worst snowfall seasons in more than four decades.

"That usually means a disaster for Southern California. To the contrary, the three major resorts there almost equaled last year, which were very heavy snow years, and their yields were even higher," Roberts said.

One area that still seems to be feeling the effects of the economic downturn is hotel and lodging, which James Abrams, executive vice president of the California Hotel and Lodging Association, called "a checkered situation right now."

He said hotels and motels have suffered particularly from the dip in business travel, which still lags behind leisure travel in recovery. The results was a 19.7 percent industrywide drop in 2001.

Abrams said cities that attract "drive business," including San Diego, Lake Tahoe and Sacramento, have been doing well.

"As air travel becomes of more stable quality, as people feel more comfortable with security, I think people will go back to staying in hotels and motels," Abrams said.

Overall, California remains the most visited state in the country, with 11.6 percent of the total market share in 2001. Its closest competitors last year were Texas, Florida and New York.

STATE



Trial begins in smoker's suit against Philip Morris

BY SIMON AVERY
Associated Press Writer

LOS ANGELES — In a new legal assault on the tobacco industry, the lawyer for a 63-year-old smoker dying of cancer vowed Tuesday to make Philip Morris Inc. an example to the rest of corporate America.

"We will show what I believe is the largest fraud scheme ever perpetrated by corporations anywhere," attorney Michael Piuze said in opening remarks in a Superior Court lawsuit against the world's largest tobacco company.

"(We would) use this case as an example to any corporation that might ever dream for a second of pulling this kind of thing again," he said.

His client, Betty Bullock, started smoking Marlboro cigarettes when she was 17. Last year she was diagnosed with lung cancer that has spread into liver cancer.

During his opening presentation Piuze used photographs of Bullock, cigarette ads from her teenage years and internal tobacco industry documents to lay out his contention that Philip Morris concealed the dangers of cigarettes with a widespread disinformation campaign that began in the 1950s.

He described an extensive print advertising campaign the major tobacco companies launched in 1954 telling the public that they "accept interest in our cus-

tomers' health as a basic responsibility paramount to every other consideration in our business."

The ad appeared in more than 400 U.S. newspapers four years after scientists first linked tobacco with lung cancer.

But for the next 46 years, Philip Morris engaged in an industrywide conspiracy to hide the dangers its own scientists knew were present in tobacco, Piuze said.

"These ads were put out after Philip Morris knew their product kill," he said.

He said one internal document from September 1959 quoted an industry scientist saying laboratory experiments showed certain compounds in cigarette smoke produced tumors in mice.

Another document quoted a senior Philip Morris scientist and showed the company plotted to destroy all internal research that detailed negative health effects of smoking, Piuze said.

In 1964, just weeks after the U.S. government said for the first time that smoking causes cancer, Philip Morris plotted ways to confuse its customers, Piuze said, showing an internal company document.

"We must in the near future provide some answers that will give smokers a psychological crutch and a self-rationale to continue smoking."

Piuze said his client had no idea smoking was dangerous when she started in 1956.

Bill OK'd that could avoid security deposit disputes

By The Associated Press

SACRAMENTO — A bill that could prevent landlord-tenant fights over the return of tenant security deposits was approved by the state Senate on Tuesday.

The measure by Assemblywoman Carole Migden, D-San Francisco, would allow a landlord or tenant to ask for an inspection of a rental unit up to two weeks before the tenant was scheduled to move out.

The inspection would give the tenant time to make minor repairs or to clarify the amount of cleaning the tenant needed to do to avoid deductions from the security deposit, Migden said.

"Tenants will have the right to work with their landlord to correct minor damages and landlords will no longer be allowed to make subjective deductions from a tenant's security deposit based on the law's ambiguity," she said.

The bill would also prohibit landlords from charging excessive tenant initiation fees and would increase maximum damages for a landlord's bad-faith failure to return security deposits.

A 21-13 roll call returned the bill to the Assembly for a vote on Senate amendments. Approval there would send it to the governor's desk.

Trump purchases golf course

By The Associated Press

RANCHO PALOS VERDES — Billionaire Donald Trump has bought a cliff-top golf course that lost three holes when part of it slid into the ocean in 1999.

Trump reached a deal with the owners of the Ocean Trails Golf Course late last week. The deal was announced Monday but the terms were not disclosed.

The 260-acre property features a 15-hole golf course, 75 empty home lots and a clubhouse with three restaurants. Trump believes the course can be one of the finest on the West Coast when completed.

"This is more than a money-making venture," Trump said. "The course has a chance, if properly done, to rival Pebble Beach."

Credit Suisse First Boston took control of the \$150 million development project in April when owners Ken and Bob Zuckerman ran out of money after a land-

slide sent three of the golf holes tumbling into the ocean in June 1999.

The abridged, 15-hole course, about 30 miles southwest of Los Angeles, opened to the public in November 2000.

Numerous lawsuits were filed and created a feud between the Zuckermans over how to deal with the property, which had been in their family for years.

Ken Zuckerman knew Trump was one of the people courting Credit Suisse First Boston and wasn't surprised by the sale.

Trump, the real estate and casino mogul, who owns the Trump Towers and the Plaza Hotel, said he is excited about the prospects of turning Ocean Trails into a first-class course.

"I've spoken to a lot of people and they are all very excited," Trump said. "When I get involved, I do it right. The course has been under siege with all the litigation and problems. Now it will have a loving hand."

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NATIONAL

Qwest to sell yellow pages division for more than \$7B

The Associated Press

DENVER — Cash-strapped Qwest Communications International Inc. will sell its yellow pages business for more than \$7 billion to a group of financiers.

Qwest announced Tuesday it had agreed to sell the unit, QwestDex, in a two-stage transaction to the Carlyle Group and Welsh, Carson, Anderson & Stowe.

Qwest shares soared 27 percent on the news, rising 61 cents to \$2.85 in early trading on the New York Stock Exchange.

The split transaction was designed to speed cash to Qwest. The Denver-based telecommunications provider, the local phone company in 14 Western states and a leading long-distance provider, expects to use the proceeds from the sale to pay down debt and to fund other company operations.

"The sale of QwestDex is a significant part of our plan to deliver and strengthen our balance sheet and will allow us to focus on maximizing the profitability of our core operations," said Richard C. Notebaert, Qwest's chairman and chief executive.

Qwest has been under heavy pressure to sell QwestDex or other assets to unload some of its \$26.6 billion in debt to avoid violating loan terms that place a ceiling on its total debt.

Other non-core assets that may be sold include Qwest's wireless business, access lines and possibly cell towers.

Qwest reportedly is trying to reach a settlement with the Securities and Exchange Commission, which is investigating how the company accounted for \$1.1 billion in revenue over several years.

The company acknowledged earlier this month that it discovered accounting

mistakes from 1999 to 2001 and expects to restate financial results for 2000 and 2001.

Qwest has 55,000 employees overall, with 2,600 of those working in the QwestDex division, spokesman Chris

"The sale of QwestDex is a significant part of our plan to deliver and strengthen our balance sheet and will allow us to focus on maximizing the profitability of our core operations."

— **RICHARD C. NOTEBAERT**
Qwest's chairman and chief executive

Hardman said. He said whether any QwestDex employees will lose their jobs is up to the buyer.

The directory unit generated \$1.6 billion in revenue last year.

The first stage of the deal — involving the sale of QwestDex operations in Colorado, Iowa, Minnesota, Nebraska, New Mexico, North Dakota and South Dakota — is for \$2.75 billion and is expected to close in the fourth quarter of 2002.

The second phase — which includes Arizona, Idaho, Montana, Oregon, Utah, Washington and Wyoming — is for \$4.3 billion and is expected to close in 2003.

Suspect who supplied hijackers with fake ID cards arrested

BY JEFFREY GOLD
Associated Press Writer

NEWARK, N.J. — A man accused of providing fake IDs to two of the Sept. 11 hijackers was arrested Tuesday at New York's Kennedy Airport as he returned from Egypt, authorities said.

Mohamed el-Atriss was detained by U.S. Customs agents. He ignored reporters' questions as he was led into the Passaic County sheriff's office Tuesday evening for processing. Sheriff Jerry Speziale said el-Atriss would be held without bail pending a court appearance Friday.

El-Atriss left for Egypt just hours before Passaic County authorities raided his home and businesses July 31.

According to the FBI, he sold phony IDs to Khalid Almihdhar, who was on the airliner that crashed into the Pentagon, and Abdulaziz Alomari, who was aboard one of the planes that hit the World Trade Center.

Authorities have said they didn't know whether el-Atriss knew of the hijackers'

plans.

Federal authorities have not filed any charges against el-Atriss, who is a naturalized U.S. citizen from Egypt. However, Michael Drewniak, a spokesman for the U.S. attorney's office in Newark, described the suspect as a person "of interest" in an ongoing investigation.

Passaic County officials have charged el-Atriss with conspiracy, and manufacturing and distributing phony documents. Authorities said he sold hundreds of fake drivers licenses, identification cards, auto titles and license plates.

Investigators said they found rolls of plastic laminating sheets and backings used to make driver's licenses for several states at the suspect's Paterson office All Services Plus. Three employees have also been charged with manufacturing and distributing fraudulent documents and conspiracy.

El-Atriss was aware of the charges against him when he returned, authorities said. If convicted, he faces up to five years in prison.

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Santa Monica Daily Press

NATIONAL



When Americans hit the road to work, most go it alone

BY GENARO C. ARMAS
Associated Press Writer

FREDERICK, Md. — Americans love to go it alone, at least when it comes to driving to work.

Figures from the 2000 census show about 76 percent of workers 16 and older drive alone to their jobs, up from 64 percent two decades earlier and 73 percent in 1990, even though commutes are taking longer.

For many, a long commute is a necessity, the price for larger and more affordable homes in the suburbs. And it's the result of congested highways choked by the urban sprawl that has turned many suburbs and even rural areas into burgeoning communities and business centers.

Stacy Brown said traffic has gotten worse in the four years since she started driving 25 miles from Frederick, Md., to her job as a receptionist in Rockville, Md., just north of Washington. Still, she prefers driving.

"I'd rather sit in my car alone in air conditioning in traffic than wait for a train on a hot platform," Brown said before pulling away from a gas station where she fueled up for the morning commute.

Alan Pisarski, a former deputy director of planning for the Department of Transportation who researches commuting trends, said as more people own homes, they face longer drives to work.

"There's a trade off with the mortgage and commuting time," he said.

The Census Bureau asked people their "usual" mode of transportation to work. So, for example, someone who drives to a train stop would have to choose one or the other as the primary way to work.

Carpooling was the second-most-popular way to work, with 12 percent of Americans saying they ride with friends. That was down from 20 percent in 1980 and 13 percent in 1990.

Public transportation was used by 5 percent of Americans, about the same as in 1990, while those who walk to work fell from 4 percent to 3 percent. People who work from home went up slightly to 3.3 percent from 3 percent.

Solo driving rates rose in every state in 2000 except Washington and Oregon, which saw small increases in public transit and work-from-home options. And the average one-way commute rose to 25 1/2 minutes, about three minutes longer than 1990.

The increase in solo drivers came despite continued government efforts to encourage public transportation,

major fluctuations in gas prices and warnings about the harmful effect of car exhaust on the environment.

Michael Marsden, an Eastern Kentucky University professor who teaches a course in the automobile's role in society, said America's love affair with the car means solo drivers always will constitute a large portion of commuters.

"People want to drive their own cars, decide when they want to go, where they want to go," he said. "In some ways, the only time people are in charge are when they are in their cars, not at home or at work. It's a very psychologically satisfying thing."

Small metropolitan areas in the Midwest and South had the highest rates of solo drivers, led by the 87 percent of Ohio residents who commute in the Huntington, W.Va.-Ashland, Ky. metro area. For metro areas that encompass more than one state, the Census Bureau calculated rates for drivers in each state.

Saginaw, Mich., and two Ohio cities — Youngstown and Canton — had solo driving rates around 86 percent, the 2000 census found. Pisarski said limited public transit options in those areas force more people to drive alone.

Washington, D.C., had the lowest rate, 38 percent, followed by New York City at 44 percent. Both cities have a high percentage of workers who use mass transit.

For many cities, the shift to the suburbs means the need for massive highway construction projects to accommodate more solo drivers.

Work on such a project is under way in the Denver

metropolitan area, home to Douglas County, the fastest-growing county in the nation. The Transportation Expansion Project, dubbed "T-Rex," will add more lanes to Interstate 25, the major north-south route into Denver. A light rail line also will be built along the corridor.

Denver native Scott Yates said the project is sorely needed. He grew so frustrated with traffic he started an Internet-based business giving subscribers e-mail updates of traffic.

"It was horrible before, it's now horrible squared because of the construction," said Yates, who works out of his home. "But at least people know five years from now it won't be gridlock all the time."

Driving alone

By The Associated Press

The percentage of workers age 16 and older in each state who drove to work alone in 2000 and 1990, according to the Census Bureau.

State	2000	1990	State	2000	1990
Ala.	83.0	79.2	Mont.	73.9	71.7
Alaska	66.5	62.5	Neb.	80.0	76.1
Ariz.	74.1	73.6	Nev.	74.5	73.4
Ark.	79.9	77.3	N.H.	81.8	78.2
Calif.	71.8	71.6	N.J.	73.0	71.6
Colo.	75.1	74.3	N.M.	75.8	74.6
Conn.	80.0	77.7	N.Y.	56.3	54.3
Del.	79.2	77.2	N.C.	79.4	76.6
D.C.	38.4	35.0	N.D.	77.7	71.4
Fla.	78.8	77.1	Ohio	82.8	80.3
Geo.	77.5	76.6	Okla.	80.0	78.5
Hawaii	63.9	60.5	Ore.	73.2	73.3
Idaho	77.0	74.8	Pa.	76.5	71.4
Ill.	73.2	69.9	R.I.	80.1	78.1
Ind.	81.8	78.9	S.C.	79.4	75.5
Iowa	78.6	73.4	S.D.	77.3	72.0
Kansas	81.5	78.8	Tenn.	81.7	78.7
Ky.	80.2	76.3	Texas	77.7	76.5
La.	78.1	75.3	Utah	75.5	73.9
Maine	78.6	74.3	Vt.	75.2	72.2
Md.	73.7	69.8	Va.	77.1	72.5
Mass.	73.8	72.1	Wash.	73.3	73.9
Mich.	83.2	81.5	W.Va.	80.3	74.8
Minn.	77.6	73.8	Wis.	79.5	74.5
Miss.	79.4	75.6	Wyo.	75.4	73.8
Mo.	80.5	77.4	U.S.	75.7	73.2

By The Associated Press

The percentage of workers 16 and older in the United States by major modes of transportation taken to and from work, according to the Census Bureau. The "other means" category includes motorcycling and bicycling in 2000, but not in 1990 or 1980.

Mode	2000	1990	1980
Drove Alone	75.7	73.2	64.4
Carpooled	12.2	13.4	19.7
Public transportation	4.7	5.3	6.4
Walked	2.9	3.9	5.6
Motorcycle	0.2	0.4	
Bicycle	0.4	0.5	
Other means	1.2	0.7	0.7
Worked at home	3.3	3.0	2.3

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NATIONAL

In wake of recent scandals, business schools urge students to enroll in new ethics course

BY PAUL SINGER
Associated Press Writer

AKRON, Ohio — In the wake of recent accounting scandals, the University of Akron business school is urging its students to enroll in a new ethics course — in the philosophy department.

"Certain words are sort of owned by certain departments," said Stephen Hallam, dean of Akron's College of Business Administration. "One of the words that is sort of owned by the philosophy department in lots of universities is the word 'ethics.'"

There is no clear consensus of how best to expand ethics offerings for business students, but a recent spate of accounting scandals that have tarnished once-mighty companies including WorldCom and Enron have given the subject a boost.

"We will take the students to a prison and let them talk to some people who didn't believe that ethics would be very important," said Edwin Hartman, director of the Prudential Business Ethics Center at Rutgers University in New Jersey. All full-time business students there will be required to take an ethics class next year.

Business schools, President Bush said in June, must be "principled teachers of right and wrong and not surrender to moral confusion and relativism."

The Association to Advance Collegiate Schools of Business International — the major accrediting body for business schools — is in the midst of revising its curriculum requirements for business schools, said chairman Jerry Trapnell.

"I suspect the issue of ethics and related matters will get some careful attention," Trapnell said. "Are we doing enough? Are our standards sufficiently clear? Are we setting the bar so this will be an important consideration for our students?"

Hartman said business schools in general did not focus heavily on ethics until the late 1980s, when they had to face the junk bond scandals and the savings and loan crisis.

Since then, most have increased their ethics offerings, he said, but the current bookkeeping scandal is raising attention again and making people take another look at their courses.

However, Hartman noted that many colleges that are adding ethics components now say they were already updating the curriculum before the accounting scandals came to light at communications giant WorldCom and the once high-flying energy-trader Enron.

It is hard to shoehorn ethics into a two-year business curriculum with other basic requirements, said David Vogel, a professor at the Haas School of Business at the University of California-Berkeley.

"The curriculum is under so many other pressures — to do technology, the Internet, globalization, the environment —

(ethics) is competing with so many other things," Vogel said. "The curriculum is finite. You can't put everything in it."

The Katz School of Management at the University of Pittsburgh is considering an approach that seems counterintuitive — eliminating ethics as a separate class, said Frederick Winter, the dean.

"I suspect the issue of ethics and related matters will get some careful attention. Are we doing enough? Are our standards sufficiently clear? Are we setting the bar so this will be an important consideration for our students?"

— DAVID VOGEL

Haas School of Business, professor

Winter said it may be better to integrate ethics into other classes, so students see it as an integral part of other subjects they are studying, such as finance, accounting or marketing.

"Schools that think they can Band-Aid in an ethics class will be missing the boat," Winter said.

At Ohio State University, the Fisher College of Business is developing a simplified roadmap for ethical considerations in business and will expand its elective ethics class, said associate dean Steve Mangum.

"This year, we're not going to have any problem getting students volunteering to take the course," Mangum said.

Akron's preferred approach is to teach ethics through case studies in other courses, Hallam said, instead of in a stand-alone class that students take to fill a requirement.

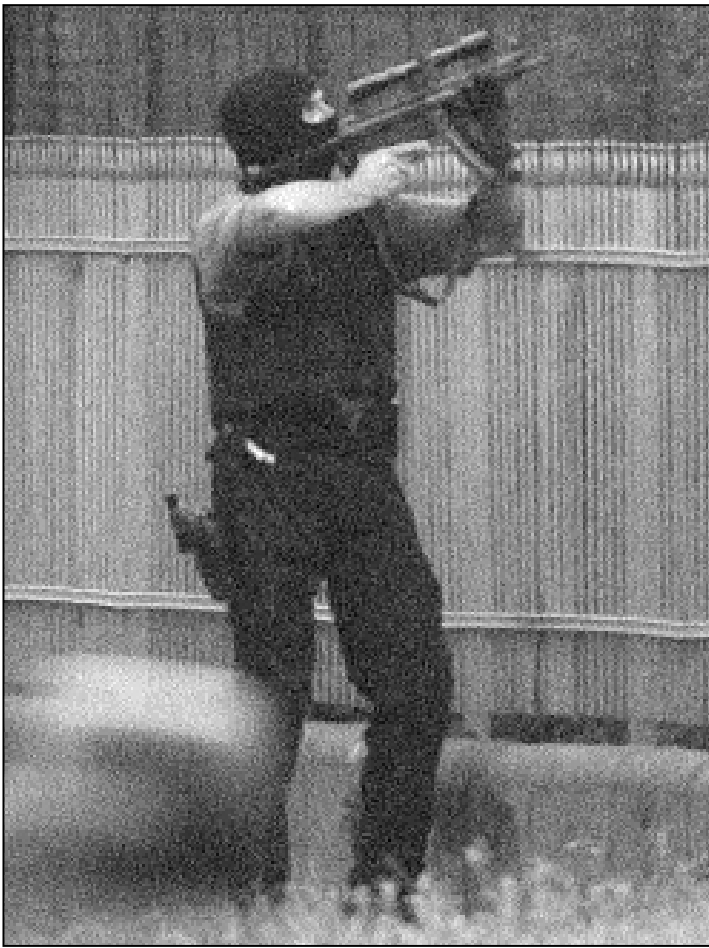
"People are concerned about creating an 'ethics ghetto,'" a place students don't visit very often, Hallam said.

But Hans Grande, 30, who graduated from Haas in May, worries that if ethics is not made a formal part of the curriculum, attention will fade and his peers will again be caught up in the moneymaking frenzy that fueled the high-tech boom and bust of the late 1990s.

"I would worry that once the economy starts revving again, and there are more new technologies, people will get side-tracked," Grande said.

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INTERNATIONAL



Markus Schreiber/Associated Press

A German special police force officer aims at the Iraqi embassy in Berlin on Tuesday, as German police storm the building freeing the captives and bringing a peaceful end to the hostage taking.

Police end siege at Iraqi Embassy in Berlin

BY STEPHEN GRAHAM
Associated Press Writer

BERLIN — German police commandos stormed the Iraqi Embassy in Berlin on Tuesday, freeing two captives and bringing a peaceful end to a hostage-taking by a previously unknown Iraqi dissident group seeking Saddam Hussein's ouster. Police said five people were detained.

Police ended the five-hour occupation without firing a shot, officials said.

The suspects had initially taken four people hostage — including acting ambassador Shamil Mohammed. Two hostages were released during the ordeal, one who suffered eye irritation after being sprayed with pepper gas by the attackers and a second who went into shock. It was not clear if Mohammed was one of the two hostages still in the embassy when police stormed the building.

Police said the hostage takers had threatened several people with weapons, but would not say what kind.

The dissidents, calling themselves the Democratic Iraqi Opposition of Germany, said, "We are taking over the Iraqi Embassy in Berlin and thereby take the first step toward the liberation of our beloved fatherland."

"Our action is peaceful and limited in time," the group said in a statement received by two news agencies in Germany.

"Our path is the liberation of Baghdad."

The Bush administration — which is exploring possible military action to topple Saddam — condemned the embassy seizure and said it had not known about the dissident group or had contacts with it.

"Our action is peaceful and limited in time."

— STATEMENT FROM DEMOCRATIC IRAQI OPPOSITION OF GERMANY

"Actions like this takeover are unacceptable. They undermine legitimate efforts by Iraqis both inside and outside Iraq to bring regime change to Iraq," press secretary Ari Fleischer said.

The embassy seizure came at a time when Germany is expressing opposition to any U.S.-led military action against Saddam, who is accused of trying to develop weapons of mass destruction.

During the standoff, dozens of police, some in bulletproof vests, sealed off the embassy and surrounding streets in the elegant Zehlendorf neighborhood of the capital.

It was unclear how the attackers got into the mission — which German police have the responsibility of guarding.

The group's statement, written in nearly flawless German, said the embassy occupa-

Militants to mystery cells: New terror threat offers dangerous new definitions

BY BRIAN MURPHY
Associated Press Writer

ATHENS, Greece — On an early September morning in 1974, a bomb tore apart a TWA Boeing 707 flying near the Greek island of Corfu. All 88 people aboard perished.

Almost exactly 27 years later — Sept. 11, 2001 — the world gaped in disbelief at a new and mind boggling spectacle waged by a new and elusive brethren of terrorists.

The two events are separated by a generation, bookends of terrorism's ever more bloody evolution.

The mastermind of that first attack, Palestinian terrorist Abu Nidal, 65, was reported dead Monday, after a murderous career that claimed hundreds of lives. Palestinian officials in the West Bank said his body was found with several bullet wounds three days ago in his home in Baghdad.

For many, the reports of Abu Nidal's demise carried an added epitaph: the symbolic passing of the commando-style terrorism that emerged in the Middle East and was ruthlessly waged for decades by Abu Nidal's Fatah-Revolutionary Council.

In its place has come a menace with greater potential to cause mayhem and foil traditional counter measures. The new threats — led by the al-Qaida movement founded by Osama bin Laden — are built around loosely linked cells that do not rely on a single leader or state sponsor, experts say.

This important change obscures any clear target for retaliation and limits the chance for the type of internal rivalries that shook Abu Nidal's faction.

"Abu Nidal's reported death marks the end for a form of violence that was built on a hierarchy with one clear leader," said Maria Bossi, an international terrorism analyst based in Athens. "Now we face a network-type of terrorism like al-Qaida. Because it is not controlled from one source, it is much more dangerous."

For years, Abu Nidal set a bloody standard in his self-declared war to wipe out Israel. The weapons of choice were small explosives and automatic weapons.

In 1985, Abu Nidal gunmen simultaneously attacked airports in Rome and Vienna, Austria. Eighteen people were killed and 120 wounded.

In the following years, however, bomb attacks linked to other Islamic groups grew progressively larger and the targets more audacious: the first World Trade Center attack in 1993, the U.S. Embassies

in Kenya and Tanzania in 1998, the warship USS Cole in Yemen in 2000.

The Sept. 11 attacks thrust terrorism to a once-incomprehensible level.

The next possible step is even more frightening, said experts. Some evidence

"We must be prepared for new types of attacks: chemical, biological, nuclear. Anything could happen."

— KOICHI OIZUMI
International relations professor

suggests al-Qaida was seeking or producing chemical or biological agents. Others fear terrorist engineers could eventually produce a crude nuclear device.

The White House has used such worries in trying to build support for a possible military strike against Iraq — where Abu Nidal took refuge in recent years.

"We must be prepared for new types of attacks: chemical, biological, nuclear. Anything could happen," said Koichi Oizumi, an international relations professor at Nihon University in Tokyo — where a doomsday cult sprayed sarin nerve gas into the subways in 1995 and claimed 12 lives.

Meanwhile, the Internet and cellular phones allow worldwide mobility and access to information that could prove useful in making weapons.

"This is really the first truly transnational terrorist group," said Paul Wilkinson, director of the Center for the Study of Terrorism and Political Violence at St. Andrews University in Scotland. "Borderless terrorism is something new and highly dangerous."

In the past, any group with a known power base would risk annihilation for waging a chemical attack or using another weapon capable of causing mass deaths.

"The price they would have to pay would be too high," said Umit Ozdag, head of the Eurasian Strategic Research Center in Ankara, Turkey.

"For example, if Hamas used this against Israel, Israel would retaliate without blinking an eye. ... Al-Qaida, on the other hand, is not based in any one particular location," he said. "It has left Afghanistan and today is all over the world."

pation was designed to "make the German people, its organization and political forces aware that our people has the will to freedom and will put it into practice."

In London, a spokesman for the Iraqi National Congress — the main umbrella group for opponents of Saddam — said the group had no connection to the embassy incident.

He said the Iraqi Democratic Opposition of Germany was a new group, but he was not familiar with its members. The spokesman said the Iraqi opposition "has never resorted to any violent action outside the country against the regime."

Iraq's ambassador to the United

Nations said that "this is the first time we have heard about this (group's) name."

"Certainly they have been pushed by somebody else, some government perhaps," Mohammad Al-Douri told reporters in New York. "We don't know. But it seems like that."

In Baghdad, an Iraqi Foreign Ministry official told The Associated Press that "armed terrorists of the American and Zionist intelligence mercenaries attacked our embassy building."

The ministry established "contacts with German authorities to adopt speedy measures to evacuate the embassy building," the official added.



SPORTS

Fehr says owners' proposal 'a whole attack' on salaries

BY RONALD BLUM
AP Sports Writer

NEW YORK — Baseball owners are attempting "a wholesale attack on the salary structure," union head Donald Fehr said in a memorandum to major league players.

In an accompanying memo sent to agents, Fehr said management's proposals for revenue sharing and a luxury tax would result in huge increases in transfers of money from baseball's largest teams to the other clubs.

The New York Yankees would give up \$86.9 million, the New York Mets \$35.8 million, the Boston Red Sox \$34.2 million and the Seattle Mariners \$32.3 million, according to the Aug. 17 memo, which analyzed proposals using revenue and payroll figures from the 2001 season.

"The players have addressed what the clubs have said are their concerns in bargaining, but not what their revenue sharing and tax proposals reveal is their objective: a wholesale attack on the salary structure," Fehr said in the memo, first revealed Tuesday by *Newsday* and later obtained by *The Associated Press*.

Fehr said players had agreed to raise the amount of money to be transferred in revenue sharing from \$169 million to \$235 million, and said owners are proposing \$282 million be transferred.

Owners have proposed taxing the portions of payrolls over \$102 million and using a tax rate of 37.5 to 50 percent.

Players, not wanting to slow spending that much, have proposed thresholds of \$130 million to \$150 million, with a tax rate of 15 to 30 percent.

Fehr said seven teams currently have 2002 payrolls above the owners' threshold, with the Yankees at \$171.2 million, followed by Texas (\$131.4 million), Los Angeles (\$118.8 million), Boston (\$114.8 million), the Mets (\$112.9 million), Arizona (\$112.1 million) and Atlanta (\$110.4 million). These figures include the average annual values of players on 40-man rosters plus benefits.

Just below the threshold, according to Fehr, are Seattle (\$98 million), St. Louis (\$96.3 million), San Francisco (\$94.5 million), the Chicago Cubs (\$93.2 million)

and Cleveland (\$92.3 million).

"Simply put, the clubs' proposed tax is designed to and would apply enormous pressure to reduce payrolls," Fehr said. "Its purpose is to lower salaries."

Negotiators resumed talks Monday to reach a deal before the union's Aug. 30 strike date but didn't discuss the major issues. The sides got back together Tuesday afternoon and hoped to resume talks on the central economic proposals.

San Diego Padres owners John Moores said that if baseball is shut down for the ninth time since 1972, "I'll be prepared to sit out a season."

"I won't like it, but I'm prepared to do it. I'm not going to be a part of a crazy system where we have to keep raising ticket prices," he said in an interview published Tuesday by *The New York Times*. Moores predicted eight to 10 other owners were prepared to have a similar reaction in the event of a walkout.

He did not return a telephone call Tuesday seeking comment.

Asked Tuesday about Moores' remarks, Colorado Rockies owners Jerry McMorris said, "The hawks are circling," but otherwise declined comment.

Rob Manfred, management's top labor lawyer, said Monday that the union's decision to set a strike date last week slowed talks.

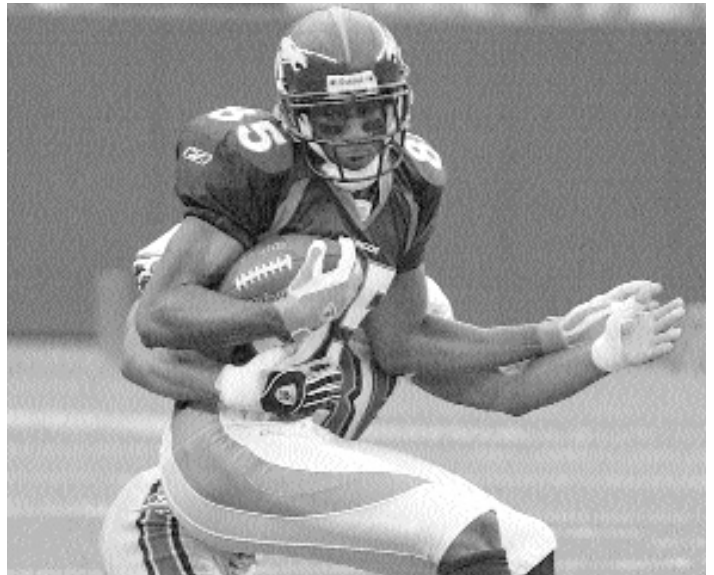
"Whenever you have an event in the process — the setting of the strike date, the actual strike — it causes a disruption to the process," Manfred said. "Everybody has internal things that they need to do — people need to be briefed. They set a strike date Friday. At 12 o'clock Saturday, we were back in the room having productive discussions."

He said the sides were relatively upbeat during Saturday's session, which also focused on the non-central issues. Sunday was a day off.

"We went pretty hard, really, for two complete weeks," he said. "You do get to a point where people need a day to clear their heads, and that's all we took."

The luxury tax and revenue sharing, as expected, have become the biggest obstacles to a contract. Owners say the two

Bronco saddled



Ed Andrieski/Associated Press

Denver Broncos rookie wide receiver Ashley Lelie (85) is tackled by San Francisco cornerback Jason Webster after a 13-yard reception in the first quarter of their exhibition game in Denver on Monday night.

aren't linked, and players say the two must be considered together because they both take away money from the high-revenue teams.

"We made the last proposal on a luxury tax. In terms of how it restarts, I'm not going to speculate on that," Manfred said. "If we're going to make an agree-

ment, everybody's going to have some wiggle room."

Given the track record of players and owners — eight work stoppages in eight negotiations — and the mistrust between the sides, there probably won't be major movement on key issues until next week, when the strike deadline is just days away.

Ruth's bat used to hit first Yankee Stadium homer found

By The Associated Press

NEWPORT BEACH — The bat Babe Ruth used to hit the first home run in Yankee Stadium was found after languishing under a bed for two decades.

The owner of the bat plans to put it up for auction soon, Professional Sports Authenticators, a sports memorabilia company, said Tuesday.

Ruth hit the homer in the third inning April 18, 1923. The three-run shot led the Yankees past the Boston Red Sox 4-1.

He autographed and inscribed the 45-ounce bat to Victor Orsatti, a winner of a California youth home run-hitting contest. Orsatti, who became a Hollywood talent agent, died in 1984.

The bat was passed from Orsatti to a woman who kept it under her bed for 20 years. The woman's name was not released.

The bat recently was acquired from the woman's family by Sports Cards Plus of Laguna Niguel, Calif., Spence said.

Barry Bonds' 600th home run ball subject of lawsuit

BY JUSTIN PRITCHARD
Associated Press Writer

SAN FRANCISCO — It's deja vu all over again: Giants slugger Barry Bonds hits a historic home run and the man who ends up with it after a fight in the bleachers gets sued.

Last October it was a tussle over Bonds' record-setting 73rd home run of the season — one man got a glove on it, but another took it home.

This time, it's a guy who got a ticket to the game after allegedly promising workmates to split any profits on the remote chance he caught Bonds' 600th career home run ball.

That's just what Jay Arsenault, a 36-year-old carpenter from Vacaville, did Aug. 9 in the bleachers of Pacific Bell Park.

Now, ball in glove, he's allegedly reneging on a promise to share the wealth, according to three former friends who

have filed suit in Solano County Court. The story was first reported in the *Fairfield Daily Republic*.

On Tuesday, a judge issued a temporary restraining order, saying the ball may not be sold.

Arsenault and the baseball have been ordered to appear in court Sept. 5 for a hearing. But there's no guarantee they'll show — he wasn't in court Tuesday and the lawyer his former buddies hired can't be sure the ball hasn't been sold.

"It's a sad case in a sense, because this was an agreement between friends and money got in the way," said attorney Curtis Floyd.

Arsenault did not return calls seeking comment Tuesday.

The night he emerged, bloodied, from the bleachers, he was quoted by as saying "Money talks."

Just like the lawsuit over who owns No. 73, the battle over No. 600 is making

the rounds on sports talk radio.

Told of the story Tuesday, Hall of Fame basketball player and radio host Rick Barry said he was appalled.

"What kind of friends are these guys?" asked Barry, who broadcasts for San Francisco-based KNBR. Barry suggested Arsenault take his friends on a trip.

Under California law, a verbal agreement by informed and willing parties can be enforceable as a contract. A contract is what Floyd claimed Arsenault made with construction firm workmate Tim Fisher, who scored the tickets from the two other plaintiffs.

Fisher's roommate swore in court documents that he witnessed a conversation during which the two friends discussed how they had a premonition one would catch the ball, how famous and rich that would make them — and how they'd split the value with two other workmates who had offered the tickets.

That was the condition Fisher accepted when he took the seats from Brett Warder and Eric Bergen.

"There's thousands of these kinds of agreements made between people everyday," Floyd said. "People need to understand, they are enforceable."

The ball could be worth millions — Mark McGwire's then-record No. 70 sold for \$2.7 million in 1998. Or, it could be worth less — Bonds' No. 70 from 2001 was auctioned for \$52,500.

Perhaps Arsenault and Fisher might have followed the advice Bonds offered the two fans still tussling over No. 73:

"If there's a dispute, you guys have a better chance to split the money than going to court," Bonds said at a news conference. "Giving it to a lawyer, that's ridiculous. Those two guys could have said, 'Here. Let's take it to an auction. Whatever we get, let's split it.' That would have solved their problem."

COMICS



The Dinette Set by Julie Larson



Natural Selection® By Russ Wallace



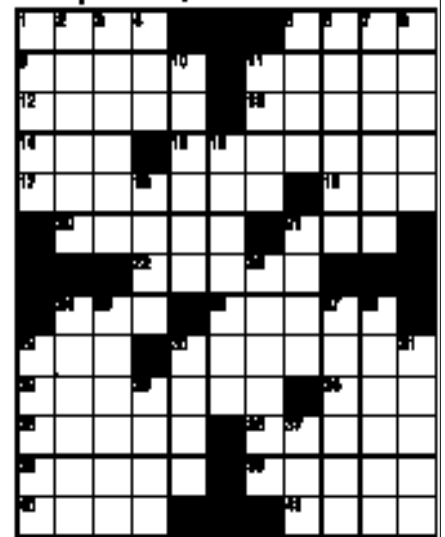
CROSSWORD By THOMAS JOSEPH

- ACROSS**
- 1 Workout target
 - 5 Polka sitting
 - 6 Metal fastener
 - 11 Con-sumer
 - 12 Writer Brookner
 - 13 "Coming up next ad
 - 14 With 21-Across, sort of
 - 15 Think about overnight
 - 17 "Hmmm..."
 - 18 Fury
 - 20 Ballet
 - 21 See 14-Across
 - 22 Suspect's story
 - 24 Play-ground game
 - 25 Puccini opera
 - 29 Down
 - 30 Stuart Little's creator
 - 32 "Imagine that!"
 - 34 Crime cartel
 - 35 Broadcast
 - 36 Sheaphish
 - 38 Flight comp-nant
- DOWN**
- 1 Filmy
 - 2 European finch
 - 3 Fly
 - 4 Wager
 - 6 Challenge
 - 8 Perfect place
 - 7 Computer buy
 - 8 Liberty
 - 10 Monty-board part
 - 11 Fencing weapon



Yesterday's answer

- 14 Beatles tune
- 15 Unions-son problem
- 21 Aspiration
- 23 Pound sound
- 24 Gougul's home
- 25 Ovary fond person
- 27 "The Deer Hunter" director
- 29 Malcom's amends
- 29 Letter flourish
- 30 Terminal
- 31 Noted reviewer
- 33 Maintained
- 37 Actor Kilmor



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NEWS OF THE WEIRD by Chuck Shepard

Thieves try to paint stolen car in mall lot

• Police in Edwardsville, Pa., on the lookout for a stolen white car, arrested two men who were busily painting the stolen white car black in the middle of a shopping center parking lot on the town's main street (June).

• In Martinsburg, W.Va., following a bank robbery, law enforcement saturated the area looking for the getaway vehicle, a red Jeep Wrangler; the next day, the vehicle was spotted, with a "For Sale" sign on it, in the front yard of a 39-year-old local woman, who police say then readily confessed to the crime (May).

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Elly Nesis Company, Inc.
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Houses For Rent

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SANTA MONICA \$950.00 Charming Hse, PET OK, r/s, crpts, pkgng, a must see! Westside Rentals 395-RENT

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CLASSIFIEDS



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PRO SE of Neighborhood Project needs volunteers for events that honor our heroes. (310) 899-3888 pro.se@adelphia.net.

VOTE FOR Pro Se Santa Monica City Council! Our Residents, Businesses, Schools must come first!

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Sorry, we do not issue credit after an ad has run more than once. **DEADLINES:** 4:00 p.m.

prior the day of publication except for Monday's paper when the deadline is Friday at 4:00 p.m. **PAYMENT:** All private party ads must be pre-paid. We accept checks,

credit cards, and of course cash. **CORRESPONDENCE:** To place your ad call our offices 9 a.m. to 5 p.m., Monday through Friday, (310)458-7737; send a check or money order with ad copy to The Santa Monica Daily Press, P.O. Box 1380, Santa Monica, CA 90406 or stop in at our office located at 530 Wilshire Blvd, Ste. 200.

OTHER RATES: For information about the professional services directory or classified display ads, please call our office at (310)458-7737.

Calendar

Wednesday, August 21, 2002

movies

Loews Broadway Cinema
1441 Third St. at Broadway
Full Frontal (R) 11:00, 1:40, 4:20, 7:00, 9:40. *Blue Crush* (PG-13) 11:40, 1:00, 2:20, 3:40, 5:00, 6:20, 7:40, 9:00, 10:20, 11:40. *Blood Work* (R) 11:20, 2:00, 4:40, 7:20, 10:00.

Mann Critterion
1313 Third St.
The Adventures of Pluto Nash (PG-13) 11:15, 1:45, 4:30, 7:30, 10:10, 12:20. *Minority Report* (PG-13) 11:40, 3:15, 7:10, 10:30. *Austin Powers in International Man of Mystery* (PG-13) 11:00, 1:30, 4:15, 7:15, 9:45, 12:10. *My Big Fat Greek Wedding* (PG-13) 11:10, 2:10, 4:50, 7:20, 9:50. *XXX* (PG-13) 12:00, 12:30, 3:30, 4:00, 7:00, 7:40, 10:15, 10:45, 12:15.

AMC Theatre SM 7
1310 3rd Street
The Bourne Identity (PG-13) 11:35, 2:20, 7:25. *Signs* (PG-13) 11:45, 1:00, 2:15, 4:15, 5:10, 7:00, 8:00, 9:45, 10:30. *The Master of Disguise* (PG) 11:50, 2:00, 4:00, 7:25, 9:50. *Reign of Fire* (PG-13) 5:05, 10:05. *Road to Perdition* (R) 12:30, 2:15, 5:00, 7:45, 10:30. *K-11: The Widowmaker* (PG-13) 7:15, 10:15. *Spy Kids 2: The Island of Lost Dreams* (PG) 11:30, 2:00, 4:30, 7:15, 9:55.

Landmark Nu-Wilshire
1314 Wilshire Blvd.
Sex and Lucia (NR) 1:30, 4:15, 7:00, 9:45. *Lovely and Amazing* (R) 12:15, 2:30, 4:45, 7:15, 9:30.

Laemmle Monica
1332 2nd St.
Tadpole (PG-13) 1:30, 3:35, 5:40, 7:45, 9:55. *The Good Girl* (R) 12:30, 2:50, 5:10, 7:30, 9:55. *Possession* (PG-13) 12:00, 2:30, 5:00, 7:45, 10:15. *24 Hour Party People* (R) 1:30, 4:15, 7:10, 10:05.

Aero Theatre
1328 Montana Ave.
Read My Lips (NR) 5:00, 7:30, 10:00.

Today

Community

Senior Suppers - Discounted meals for people AGE 55 or older are served daily, from 3:30 p.m. To 7 p.m., in the cafeteria at Santa Monica-UCLA Medical Center, 1250 16th Street in Santa Monica. \$3.69 Info only: (310)319-4837.

Santa Monica Strutters, a FREE program sponsored by UCLA Healthcare's 50-Plus Program! Walking programs for adults 50 or older looking for safe, low-impact exercise in a comfortable environment. The Santa Monica Strutters meet Mondays, Wednesdays, and Fridays, from 8 a.m. To 10 a.m., at Santa Monica Place, Fourth St. and Broadway Ave. in Santa Monica.

Classes

Santa Monica Commission on Older Americans. Ken Edwards Center, 1527 4th Street - Room 104-105. 1:30 p.m. Guest speaker, Ruth Roerner, J.D., a nationally known leader in the field of public health. Everyone is invited! to share issues of concern regarding the programs, and services for Seniors in Santa Monica. For more information please call (310)458-8300

Music/ Entertainment

The Aero Theatre will be screening the film classic *Casablanca* Wednesday August 21st at 6:00 pm and 9:00 pm as part of a fundraising event that will include food and wine by Wolfgang Puck and a silent auction. Tickets are \$20 and may be purchased in advance at the box office during regular business hours. For more info visit the theatre on the web at www.aertheatre.com

Cara Rosellini hosts The Gaslite's Comic Review, followed by open-mic comedy karaoke, at The Gaslite, 2030 Wilshire Blvd. 7:30 p.m. FREE! (310)829-2382.

Poetry N Go Club, 8 pm. UnUrban Coffeehouse. 3301 Pico Blvd., Santa Monica, (310)315-0056.

LUSH 2020 Wilshire Blvd., Santa Monica. Three bars, plenty of booths, sofas, leopard-print carpet and a sunken dance floor. Mexican grill serves dinner after 5 p.m. Full bar. Over 21. Cover \$5 - Free. (310)829-1933.

The Joint, 8771 W. Pico Blvd., W. LA. One of the most exotic rooms in the local rock-

facility pantheon. Pizza. Cover \$10 - \$5. Full bar. Over 21. (310)275-2619.

Thursday

Community

The Westside Walkers, a FREE program sponsored by UCLA Healthcare's 50-Plus Program! Walking programs for adults 50 or older looking for safe, low-impact exercise in a comfortable environment. The Westside Walkers meet Tuesdays and Thursdays, from 8 a.m. To 10 a.m., at Westside Pavilion, Pico Blvd. Between Overland Ave. and Westwood Blvd. In West LA. For more information about the program, call (800)516-5323.

Classes

Dharma at the Clubhouse. A weekly book and multi-media study group, no fee. Applying studies of Buddhism-Dharma into our daily lives. Every Thursday night at the Clubhouse at Douglas Park, 25th & Wilshire. 7:30 - 9pm. Dan (310) 451-4368 www.santamonivcakksg.org

Theater / Arts

Santa Monica Playhouse is proud to pres-

ent Picon Pie! The World Premiere of a joyous and poignant musical play about the life and loves of legendary Molly Picon. Admission is \$23.50. Show starts at 8:00 p.m. 1211 4th Street, Santa Monica. For more information please call (310)394-9779 or visit www.santamoniacaplayhouse.com.

Music / Entertainment

Anastasia's Asylum, 1028 Wilshire Blvd., Santa Monica. Board games, cushiony sofas, a full veggie menu, juices, teas, and coffee that grows hair on your chest. No cover. (310)394-7113.

Rusty's Surf Ranch, 256 Santa Monica Pier. Walls and ceilings are lined with one of the area's largest collections of pre-1970's surfboards. Cover varies. Full bar. All ages. (310)393-7386.

O'Briens Irish Pub, 2941 Main St., Santa Monica, pours A Pint of Funny, every Thurs., 8 p.m. FREE! (310)396-4725.

Komdey Krunch. UnUrban Coffeehouse. 3301 Pico Blvd., Santa Monica, (310)315-0056.

Calendar items are printed free of charge as a service to our readers. Please submit your items to todaypaper@smdp.com for consideration. Calendar events are limited by space, and will be run at the discretion of the Calendar Editor. The Daily Press cannot be held responsible for errors.

KEEP YOUR DATE STRAIGHT

Promote your event in the Santa Monica Daily Press Calendar section. Fax all information to our Calendar Editor: Attention Angela @ 310.576.9913



BACK PAGE

Oregon town phasing out penny parking meters

By The Associated Press

SILVERTON, Ore. — Old-fashioned penny parking meters still line downtown streets here.

The quaint feature, some say, is as much a part of Silverton's character as the \$5 movie house or the covered bridge that spans Silver Creek.

But time is expiring for Silverton's penny meters.

The city, home of the year-old Oregon Garden, is growing. And Silverton is looking for ways to pay for modern

improvements.

By September, city crews will add 98 new meters to the 160 vintage parking meters around downtown. The new ones will have digital faces and will accept only nickels, dimes and quarters.

The City Council decided last year to phase out the penny machines because it's just as expensive to repair the old meters as it is to buy modern ones. And the new ones will add about \$20,000 to city coffers.

Silverton is just the latest government to realize that the age of the penny may soon be over with the demise of penny candy,

penny bubble gum and the penny arcade.

A year ago, an Arizona congressman introduced a bill, "the Legal Tender Modernization Act," which would not kill the penny but would make it obsolete. The proposal would require merchants to round up or down to the nearest nickel on cash purchases.

Critics of the penny say the cost to mint, transport and distribute each coin will soon exceed the penny's actual value.

The town's meters are unique and they are important to the community, said Public Works Director Richard Barstad.

He said the city will try to keep penny parking meters in downtown as long as possible. As meters in the historic district break, city crews will bring in meters from the outskirts.

Only three of the machines, which were installed in the 1940s, break each year. At that rate there will be vintage parking meters in downtown Silverton for the next 50 years.

And the broken ones should get good homes. Collectors are already making offers to adopt the 60-year-old machines.

Forget driver's ed: Simulator tests skills of young drivers

BY ALLISON SCHLESINGER

Associated Press Writer

PITTSBURGH — After his oldest son's second car accident, Jim Dowdell began thinking of ways to improve traditional driver's education classes for teens. He decided they key was to let them hone their reaction times and accrue behind-the-wheel experience before they drove a car.

The father of five from Moon Township in Allegheny County contacted friends and family to help finance a company, SafeDrive Technologies Inc., which marries flight simulator technology to driver's education.

Dowdell, a financial planner by trade, pitched his idea for a driving simulator to Loren Staplin, the principal partner of TransAnalytics, a company that studies traffic safety.

Staplin, whose company developed software for SafeDrive Technologies, said traditional drivers' education classes are flawed because they expect young drivers to master vehicles' mechanics and movements while remembering the rules of the road.

"The result is a young, inexperienced driver who has good vision and reaction time. But they can't anticipate problems because they haven't been exposed to them," Staplin said.

"The result is a young, inexperienced driver who has good vision and reaction time. But they can't anticipate problems because they haven't been exposed to them."

— LOREN STAPLIN
TransAnalytics

Drivers behind the wheel of a SafeDrive simulator experience the sensation of driving in various settings, including in congested urban street or a desolate rural road.

The student hears the sounds of traffic, feels the vehicle accelerate and sees light poles and roadside signs flicker past the side of the car. Fog, snow and rain-slicked surfaces present obstacles along the way. When the vehicle hydroplanes, the simulator gives the student the sensations of hydroplaning.

Each course, which costs \$695, includes 30 hours of classroom training and 12 hours of simulated and real behind-the-wheel training. SafeDrive opened its first driving school center this week in Monroeville, about 15 miles east of Pittsburgh.

Dowdell's three-year-old Pittsburgh-based firm has offered test classes to teens in Duluth, Ga., a suburb of Atlanta, and at Mount Lebanon High School in suburban Pittsburgh, where more than 100 students participated in a pilot program.

"They seem more confident and ready to drive," said George Wilson, the district's assistant superintendent. "If a (child) runs out between parked cars, the driver learns how to react. They learn that lesson before the lesson becomes tragic."

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