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FRIDAY, OCTOBER 14, 2011
Volume 10 Issue 286



Santa Monica Daily Press

We have you covered

BLACKBERRY BUZZKILL
SEE PAGE 9

THE RED OCTOBER ISSUE

Santa Monica's tides go red ... with algae

Heal the Bay scientists suspect last week's heavy rain caused the harmful algae blooms

BY ASHLEY ARCHIBALD
Daily Press Staff Writer

SM PIER Every week, senior aquarist Jose Bacallaos and his team go diving in the Santa Monica Bay looking for algae, kelp and sometimes small animals for the Santa Monica Pier Aquarium.

On Tuesday, Bacallaos was motoring out near Redondo Beach and King Harbor when he noticed something unusual.

"It was pretty foggy, and where we were motoring it was brown everywhere," Bacallaos said.

The Santa Monica Bay was swept with a phenomenon called the red tide, a discoloration of the water brought on by a rapid increase in certain microorganisms.

Back at the Santa Monica Pier, it was the same story.

Vicki Wawerchak, director of the aquarium, pulled a water sample to check for the

SEE RED PAGE 13

Digital signs on BBB approved

BY ASHLEY ARCHIBALD
Daily Press Staff Writer

BIG BLUE BUS

CITYWIDE As of this week, Santa Monica is free to put digital signs on the sides of Big Blue Buses, which officials estimate will bring in $4 million in ad revenue.

The signs are part of a pilot project crafted by Assemblywoman Julia Brownley (D-Santa Monica) in Assembly Bill 607, which was signed into law by Gov. Jerry Brown Monday.

It will allow BBB officials to put digital signs on 30 buses in the fleet for the three-year duration of the project.

Those signs display lit advertisements that can rotate every 2.7 seconds, and include text moving across the screen in the same amount of time.

The ability to switch out advertisements every few seconds would bring in $4 million in revenue, a sum that would help the company keep fares low, said Dan Dawson, BBB spokesperson.

"Transit has always been in a very difficult situation, but more so with the current state of the economy," Dawson said. "We're trying to think out of the box to find new and innovative revenue sources."

Those sources keep costs down and bus lines open, he said.

However, such signs have never been allowed in California before, and the deci-

SEE SIGNS PAGE 10



FED UP!

Brandon Wise *brandonw@smdp.com*

Supporters of MoveOn.org, a progressive political advocacy organization, protest against excessive corporate profits Thursday at Bank of America on Fourth Street. Supporters are in favor of a tax on millionaires, which President Obama has coined the 'Buffett Rule.' The protest was affiliated with the 'Occupy Wall Street' movement spreading across America.


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What's Up Westside

OUT AND ABOUT IN SANTA MONICA

Friday, Oct. 14, 2011

Making a melody
First United Methodist Church of Santa Monica
1008 11th St., 8 p.m.
As part of the World Festival of Sacred Music, a group of renowned musicians will explore pieces inspired by everywhere from India to Europe. Sitar player Paul Livingstone, ragajazz group Arohi Ensemble and organist Christoph Bull will team up to offer an eclectic mix of performances. For more information, visit www.festivalofsacredmusic.org.

Saturday, Oct. 15, 2011

Digging for treasure
Santa Monica Civic Center
1855 Main Blvd., 10:30 a.m.
The Santa Monica Vintage Show arrives for the weekend, offering vintage designer dresses, jewelry, accessories and more. Visitors looking for a particular period or style can sift through everything from the mid-19th century to the 1980s. Admission is $10; a $2 discount is available online. For more information, visit http://vintageexpo.com.

Catwoman returns
Santa Monica Public Library
601 Santa Monica Blvd., 3 p.m.
Come by the Martin Luther King, Jr. Auditorium to hear author Julie Newmar discuss her new memoir/self-help book, "The Conscious Catwoman Explains Life On Earth." Newmar, famous for playing the role of Catwoman in the 1960s "Batman" television series, also appeared on shows such as "The Twilight Zone" and "Star Trek: The Original Series." For more information, call (310) 458-8600.

Picture perfect
John Adams Middle School
2441 16th St., 1 p.m. — 4 p.m.
Santa Monica Bay Human Relations Council's Third Annual "Kids With Cameras" photo exhibit and conversation at the Boys and Girls Club of Santa Monica at John Adams. This event is free. For more information, call (310) 399-7049.

Sunday, Oct. 16, 2011

Fun in the sun
Santa Monica Pier
11 a.m. — 3 p.m.
The 12th annual "Mattel Party on the Pier" benefiting the Mattel Children's Hospital-UCLA is a fun filled, family fundraising event held at Pacific Park. Guests can enjoy a day of rides, arts and crafts, a silent auction and stars from some of today's television shows. General admission tickets are $100 for adults and $50 for children ages 2 to 12; children under 2 are admitted free. To order tickets, or for sponsorship opportunities, call Laura Pescatore at (310) 267-1836 or visit www.partyonthepier.ucla.edu.

Riding waves to raise
Lifeguard Tower 28
Ocean Park & Barnard Way, 8 a.m. — 5:30 a.m.
The 4th annual Project Save our Surf: SURF 24 Celebrity Surfathon will take place today and benefit Santa Monica Baykeeper, Waves for Water, Inside the Outdoors and Tumelo Home. There will be 12 teams with 24 participants each. Each team surfs for 45 minutes and is encouraged to raise $500 per person with a total of 100 percent of donations going to charity.

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



Getting in the (Pacific Standard Time) zone

Local galleries, museum participate in unprecedented art collaboration

BY KATHY LEONARDO
Special to the Daily Press

BERGAMOT STATION Pacific Standard Time has arrived.

This unprecedented collaboration, initiated by the Getty Foundation, brings together more than 60 cultural institutions from across Southern California for six months beginning in October to tell the story of the birth of the Los Angeles art scene.

"Never before have so many arts institutions worked in concert to present such a large and varied body of work to the public," said James Cuno, president & CEO of The J. Paul Getty Trust. "The sheer scale of this undertaking is exhilarating."

Local galleries and the Santa Monica Museum of Art will host several exhibits over the course of the collaboration.

This Saturday, Oct. 15, the Robert Berman Gallery (www.robertbermangallery.com/) at Bergamot Station Arts Center presents Transformation, which features conceptual photography from the late Robert Heinecken and Victor Landweber. The opening reception runs from 5 p.m. until 7 p.m.

Transformation focuses on art that was created from untraditional sources. Once commercial art, it is now transformed into thought-provoking visuals.

Heinecken was one of the few early photographers to practice postmodernism: appropriation (think Marcel Duchamp's mustache on da Vinci's "Mona Lisa" or Andy Warhol's "Campbell's Soup Can" series), a commonly used art technique in today's art scene. This provocative photographer was ahead of his time. Heinecken revolutionized the art world, creating unusual techniques that were once scoffed at, but are now acknowledged and widely used as a proven art practice.

Landweber has also been an influential figure in the art world. Landweber is known for taking the ordinary and placing it in the context of an unusual realm. He plays with a subtle touch of sexuality that is masked behind a blatant ambiguity. Landweber's photographs capture what the viewer cannot see, forcing them to question what they are looking at and why.

Both of these men have used unconventional methods and transformed commercialism into art. They combined imagery and photography in a way that transformed and greatly impacted the world of art.

Paid to Play — Illustrating Los Angeles: 1945 - 1985 is also on view at The Robert Berman Gallery (C-2) and will be open until December. Paid to Play is an exhibition that celebrates iconic imagery of the past. This exhibition features artists who earned their living as illustrators. This was a genre looked down upon by many in the art field. Artists who were involved in such commercialism were considered to be "selling out" by many in the fine art world.

However, these artists created memorable works that have stood the test of time. Iconic images such as Playboy, Levi's, the Rolling Stones, along with major studio films such as "American Graffiti" and "Tron" make for a nostalgic exhibition. The artists who created these images dealt with fierce competition as well as intense deadlines. Remarkable images were created, and will forever be associated with this generation.

Paid to Play was the first of several exhi-

SEE **ART** PAGE 13

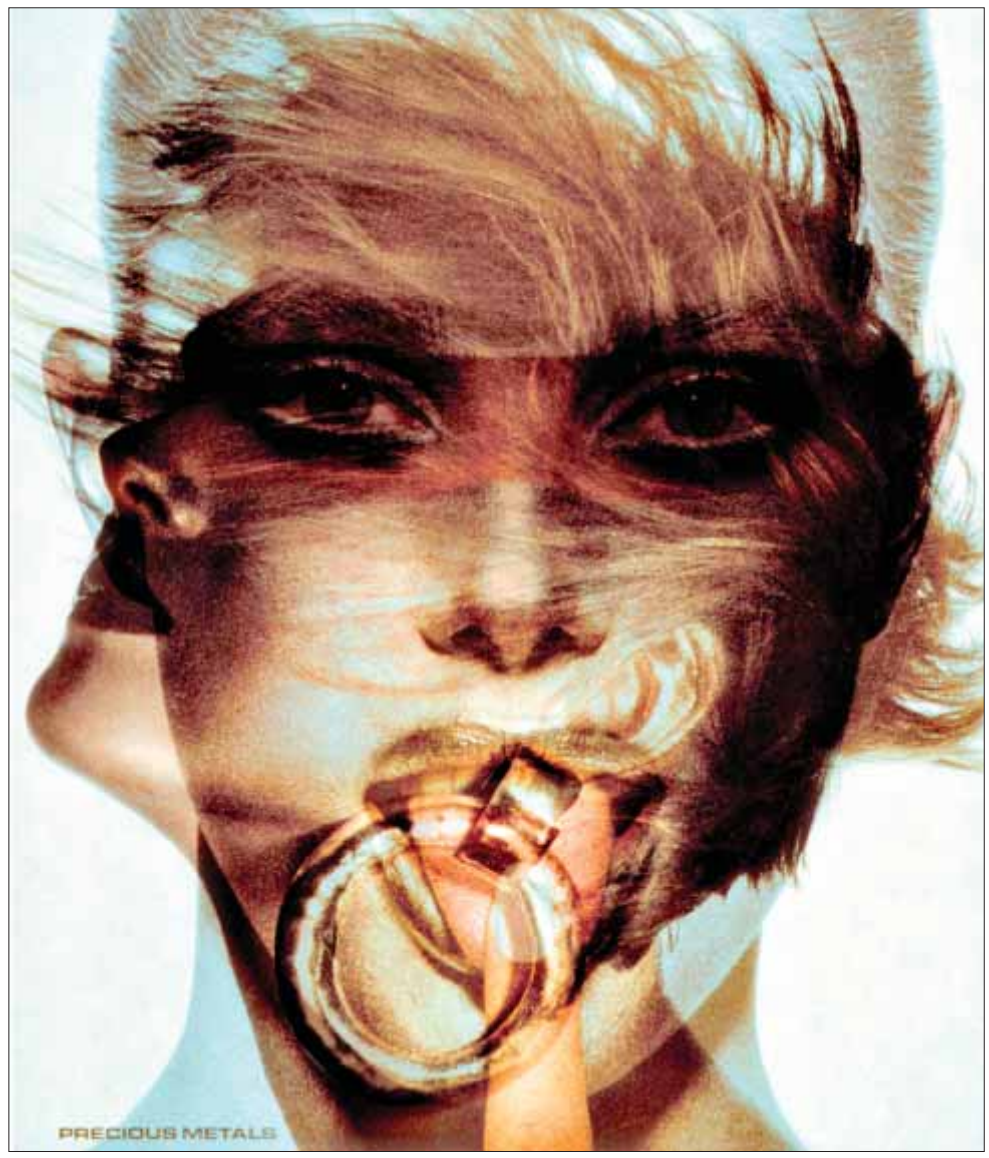


Image courtesy Robert Berman Gallery

ARE YOU SEEING THINGS? **Robert Heinecken's 'Recto-Verso No. 12.'**

Blocked artery forces officer to re-examine his habits

BY KELLY ZHOU
Special to the Daily Press

DOWNTOWN Santa Monica Police Sgt. Dean Oshiro, an 18-year veteran of the department, exercised regularly; he would go for a run, polish off a cardiovascular workout and lift weights three or four times a week.

So when he felt like he was having a heart attack one morning last August, it was surreal, he said. He asked his daughter to call his wife, who advised him to dial 911. While speaking with the dispatcher, Oshiro collapsed and his children found him unconscious on the living room floor.

After Oshiro was rushed to the hospital, doctors found that he had a complete block in the left artery of his heart.

"I felt I was in good physical condition, (and thought) the chances of having a heart attack were slim to none," said Oshiro, who currently supervises SMPD's Homeless Liaison Program.

Oshiro eventually recovered with an angioplasty surgery and seven-day stay in the hospital, as well as months of rehabilitation.

The doctors called Oshiro's heart attack a "widow maker," said his wife, Sandra Oshiro.

"He was very young, it never dawned on me that this might be happening," she said.

Yet the issue with dangers like heart disease and stroke is that they do not discriminate, and they can occur at any age, said Kristine Kelly, American Heart Association senior communications and marketing director.

"That's why it's important for people to be aware of their risk factors and take care of their health," Kelly said.

While the cause of Oshiro's heart attack is still not clear, he will be sharing his story at

SEE **HEART** PAGE 10

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LETTERS TO THE EDITOR

Send comments to editor@smdp.com

Drinking the Kool-Aid

Editor:

Did anybody notice?

The SMDP featured a front-page photograph of a disgusting pile of flotsam and effluvium that washed ashore after the recent rains ("Beware of the 'first flush,' Oct. 6). One could easily make out assorted Styrofoam cups and fragments, plastic bottles and plastic containers.

However, one class of items, disposable plastic shopping bags, purportedly one of the greatest man-made insults to our environment, was missing. None was visible. Not a one.

A similar photograph of a different site appeared in Friday's Los Angeles Times; Same types of trash, same absence of any plastic bags whatsoever.

So here we are in Santa Monica, with a City Council that has prohibited disposable plastic bags that virtually everywhere else in the region are available to shoppers in grocery stores, pharmacies, department stores and other commercial enterprises. The reason for the ban was to prevent these bags from despoiling our sea and shorelines.

Yet we in little Santa Monica are at the end of what the Daily Press (correctly) states is a "5,000 mile-long storm drain system" running through a vast metropolitan area that comprises many millions of plastic-bag-toting shoppers whose bags apparently do not end up in Santa Monica Bay.

Most people can add two and two. Those who can't evidently end up in Santa Monica's city government. These self important, politically-correct sophisticates might be able to tell a Pinot noir from a Burgundy, but when it comes to the "green" movement, they can't tell when they're drinking Kool-Aid. The trouble is, they force us to drink it, too. That's what nanny-state liberalism is all about.

Julian Maltese
Santa Monica

We can improve

Editor:

It was good to learn that there has be a marked decrease in anti-Semitic acts in Santa Monica during the past year ("2 anti-Semitic incidents reported in 2010," Oct. 8-9). However, if one compares the number of acts per 100,000 population, Santa Monica has 2/100,000 and California has 1/100,000. I think Santa Monica can do better.

John Sellman
Santa Monica

Manhunt

Editor:

I am sickened by the brutal attack of the man near Busby's on the 3100 block of Santa Monica Boulevard ("Man severely beaten while working out," Sept. 23). It happened in the early hours of Sept. 22. The police have the "suspects" on video, and I forwarded the link to every bar I could think of in Santa Monica. The bar owners are showing it to their staffs, for which I am very grateful. Please watch the video. (Google "beating at 3100 Santa Monica Blvd." to find the link.) Please have all your friends watch it. We need to catch these guys!

Andrea Drever
Santa Monica



Laughing Matters

Jack Neworth — **Send comments to editor@smdp.com**



Photo by John Raoux/Courtesy Google Images

SEE YA LATER: **Hank Williams Jr. was booted from 'Monday Night Football' for comments about Obama.**

Sarah, Hank both in the tank

IT'S SAID THAT IN POLITE SOCIETY ONE should never discuss politics or religion. Following that axiom would kill cable news and TV evangelists, which might not be such a bad idea.

Sadly, we seem to have reached new levels of anger between segments of our society. The Tea Party has co-opted the GOP and the anti-corporate greed Occupy Wall Street movement is in 1,118 cities across the country with tents popping up everywhere. (During the Gold Rush the shovel manufacturers prospered the most, whereas now it might be the tent makers.)

Polarization has even found its way into the holiest of all American traditions, Monday Night Football. It began last week when famed country western singer Hank Williams, Jr. appeared on the conservative-bent "Fox and Friends," to discuss politics. (Apparently George Will was busy.)

In the way of background, here's a bit of trivia: Randal Hank Williams was born in 1949 and nicknamed "Bocephus" by Hank Sr. as homage to a ventriloquist's dummy at the Grand Ole Opry (which could explain a lot about lil' Hank). Since 1991, Hank's version of "All My Rowdy Friends Are Coming Over Tonight" has been the opening for "Monday Night Football." Not any more.

Wearing sun glasses indoors in a studio in Nashville, a seemingly bellicose Williams was asked by a "Fox and Friends" host whom he liked in the GOP race. "Nobody," he said tersely. I sensed Williams might be hung over. Thirty seconds later I was convinced.

Williams proceeded to rail angrily about Obama's golfing with House Speaker John Boehner back in June during the debt ceiling crisis. "It'd be like Hitler playing golf with Netanyahu," he said with in his southern drawl. Host Gretchen Carlson almost fell off the couch.

Hank babbled, "Especially in the country this shape was in." (Clearly, he was dyslexic or drunk.) Sensing disaster, host Brian Kilmeade responded, "I don't see the analogy." Williams snapped back, "I'm glad you don't brother because a lot of people do." He then called Obama and Biden "the enemy" and referred to them as "The Three Stooges" (which, if nothing else, seems a Stooge short).

After Williams' quasi-apology a day later, ESPN unceremoniously permanently canceled his musical intro to the MNF game. (Ever the blowhard, Williams now brags that he quit before they fired him.)

As might be expected, there was an immediate public outcry from assorted right-wingers asserting that Williams had been denied his freedom of speech. This, of course, is absurd. The First Amendment applies to the government, not ESPN. It's reminiscent of a Gilbert Gottfried joke where a disgruntled employee tells his boss that his wife's rear end is as wide as a truck and, when the employee gets fired, he cries First Amendment foul. Williams isn't in jail, he just got canned.

Also as might be expected, among those defending Williams most vociferously is Sarah Palin. (You betcha.) And this, just days after the former vice presidential candidate announced that she would not be running for the presidency. (Aww.)

"It's a one-way street and we're always walking on eggshells, aren't we?" Palin lamented. "You know, like, oh geez, if I say that is somebody going to misinterpret it or spin it as something that is racist or sexist or anything else? But the other side … they can say whatever they want and nobody calls them out on it. I think it's pretty disgusting." (If you think that quote seems a tad incoherent, go to You Tube and type "Sarah Palin resigns" and get completely baffled.)

Frankly, I never bought Palin's resignation excuse for a moment. After her failed 2008 campaign for vice president, Palin reassured Alaskans, "When I took my oath of office to serve as your governor, I swore to steadfastly and doggedly guard the interests of this great state like a grizzly with cubs, as a mother naturally guards her own." Odd way of putting it, but OK.

But six months later, Mother Grizzly announced that she was abandoning her cubs by quitting. Palin explained that she didn't want the state she loved to have a lame-duck chief executive, which, until she quit, it didn't have.

Palin and Williams are both multi-millionaires. Palin made $15 million last year (a cool $150,000 for a 90-minute speech). And yet both claim to represent the common man (the common millionaire, maybe). I still don't get the Hitler reference, however.

And yet on Tuesday Williams, wearing a Yankee baseball jersey two sizes too small (or he's two sizes too portly) went on "The View." He not only didn't apologize, he said he was glad he did what he did.

It seems to me the country is doomed if Obama and Boehner trying to find common ground is viewed as "dealing with the enemy." Hopefully, Williams' negativity is as simple as it wasn't easy growing up Bocephus.

JACK can be reached at Jnsmdp@aol.com.

PUBLISHER
Ross Furukawa
ross@smdp.com

EDITOR IN CHIEF
Kevin Herrera
editor@smdp.com

MANAGING EDITOR
Daniel Archuleta
daniela@smdp.com

STAFF WRITER
Ashley Archibald
ashley@smdp.com

CHIEF PHOTOGRAPHER
Brandon Wise
brandonw@smdp.com

STAFF PHOTOGRAPHER
Morgan Genser
news@smdp.com

CONTRIBUTING WRITERS
Bill Bauer, David Pisarra, Meredith Carroll, Jack Neworth, Lloyd Garver, Ron Hooks, Taylor Van Arsdale, Merv Hecht, Cynthia Citron, Tom Viscount, Michael Ryan, JoAnne Barge, Katrina Davy

NEWS INTERNS
Colin Newton, Kelly Zhou, Sophia Zhorne
news@smdp.com

PHOTOGRAPHY INTERN
Ray Solano
news@smdp.com

VICE PRESIDENT–BUSINESS OPERATIONS
Rob Schwenker
schwenker@smdp.com

SENIOR ADVERTISING ACCOUNT EXECUTIVE
Brittney Seeliger
brittneys@smdp.com

ADVERTISING ACCOUNT EXECUTIVE
Steven Stuart
stevens@smdp.com

ADVERTISING TRAFFIC COORDINATOR
Rebecca Martinez
admin@smdp.com

OPERATIONS COORDINATOR
Michele Emch
michele.e@smdp.com

PRODUCTION MANAGER
Darren Ouellette
production@smdp.com

PRODUCTION DESIGNER
Alejandro Cantarero
production@smdp.com

CIRCULATION
Keith Wyatt
Osvaldo Paganini
circulation@smdp.com

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Your column here

Sarah Stegemoeller

Send comments to editor@smdp.com

Domestic violence is a man's issue

WEDNESDAY NIGHT I READ IN HORROR about the shooting in a Seal Beach hair salon where an estranged husband murdered his ex-wife and her seven co-workers in an unspeakable act of domestic violence. This followed by less than two months the fatal stabbing in Santa Monica of Christina Talley, a woman killed by her estranged husband while she worked as a checkout clerk in a local grocery store.

These shocking public acts of violence are an assault against all of us! Though more common outside of the workplace, domestic violence makes far too many family homes places of fear for women who are battered by male partners, and for children who witness or experience such abuse. Even when children in an abusive household are not directly injured, exposure to violence in the home can contribute to behavioral, social, and emotional problems that play out in forms such as dating violence and gang violence. It can spill over beyond the home into senseless beatings on Santa Monica neighborhood streets or racial bullying in our high school.

How can we as a community combat this threat? In recognition of Domestic Violence Awareness Month, I'd like to invite you to learn more about one important effort initiated to combat violence in Santa Monica households and among our youth. In February 2010, Santa Monica Police Chief Timothy Jackman, the Westside Domestic Violence Network, Sojourn and the Santa Monica Commission on the Status of Women hosted a forum where community leaders came together to discuss what we could do to systemically challenge the root causes that foster violence.

Inspired by Dr. Jackson Katz, a national expert on male violence prevention, members of the Santa Monica police and fire departments, school administrators, religious leaders, local social service agencies and youth activity organizations, and City Hall's Human Services Division launched an ambitious collaboration to try to change the social norms that traditionally have led to male perpetrated violence, and to promote positive roles for men and boys in our community. The outcome of these efforts is the Male Violence Prevention Project.

The mission of the project is to galvanize our community, and particularly male leaders, to challenge aspects of traditional masculinity that are harmful to women, children and to men themselves, and to promote positive, nonviolent definitions of male strength, power, respect and trust.

Why focus on male violence? Isn't the issue violence in general?

The reality is that the vast majority of domestic violence and violence in general is perpetrated by men and boys, and both men and women suffer as a result. In fact, while men and boys are violent toward a deplorable number of women and girls, the largest number of victims of male violence are other men and boys. It is important that men speak out against the idea that aggressive or violent behavior is "manly," and promote healthy masculinity.

How does the project work? It utilizes a unique methodology, combining Jackson Katz' "bystander approach" with discussions among adult men and women who have influence in the lives of youth. The bystander approach views women and girls not as potential victims, and men and boys not as potential perpetrators, but instead as allies who can take action against behaviors that can lead to violence. The focus on adults stems from the belief that youth are influenced most by the adult role models in their lives. In order to change social norms among youth, we must change social norms among the adults who influence them, particularly men.

The project uses a "top down" approach, engaging leaders and heads of community organizations to commit four hours of time and staff to join the community-wide process of taking a stand against male violence, discussion and dialogue about what it really means to "be a man," and how to influence friends, families, co-workers and others to take action to prevent violence. A curriculum for a facilitated discussion has been developed that challenges traditional and stereotyped ideas about masculinity and what it means to be a man in our culture(s), and to stimulate thinking about alternative, respectful ways to be a man.

The goal of the project is to engage 1,000 Santa Monica leaders in this important work for our community. If you are interested in getting involved or learning more, please e-mail the project at mvpp@opcc.net.

SARAH STEGEMOELLER is the chairperson of the Santa Monica Commission on the Status of Women.

The Q Line

Taking back the economy

The "Occupy" protests that have sprung up around the country are calling for reforms on Wall Street. People are starting to take notice with President Obama calling it a sign of the times.

So, this week's Q-Line question asks:
What do you make of the protests and do you agree that something needs to be done to level the economic playing field for all Americans?

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) 458-7737 ext. 107**.









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Salon owner had loyal following at popular shop

BY GILLIAN FLACCUS & SUE MANNING
Associated Press

SEAL BEACH, Calif. If there is a Southern California way of life, Randy Fannin seemed to have found it.

The salon owner lived along the back nine of a desert golf course and his prosperous business is located just blocks from the beach and boasts a loyal clientele that had followed him from salon to salon.

A golf cart and Jet Skis were stored in his garage, and he had a swimming pool in his backyard.

Fannin was among the six women and two men killed Wednesday in a shooting rampage at his Salon Meritage in Seal Beach. Their identities were not officially released, but Fannin's niece, Tami Scarcella, told the Los Angeles Times her uncle was among the dead.

Relying on relatives, friends and colleagues, The Orange County Register identified others who died in the shooting as Michelle Fournier, Dave Caouette, Victoria Buzzo, Laura Webb, Christy Wilson and Michelle Fast.

The identity of the final victim remained unknown. Hattie Stretz, 73, was wounded in the attack and is recovering at Long Beach Memorial Hospital, the newspaper said. Stretz is Webb's mother."

Fournier is the ex-wife of suspect Scott Dekraai and was in a bitter custody battle with him over their 7-year-old son.

Fannin was a wine connoisseur, said friend and customer Mary Stearns. When he built the salon 20 years ago, he put slate tiles on the floor and Roman-inspired paintings on the walls. He called it a "fine blend of hair, skin and nails."

Fannin and wife Sandy, a stylist at the salon, were married at least 20 years, Stearns said.

Sandy Fannin survived the attack because she was in the back of the shop, said Ron Sesler, who owns a steakhouse next to the salon where many customers and stylists sought refuge during the shooting.

Stearns had stopped by the shop Saturday to make an appointment for Oct. 15 and give Fannin a bottle of Dragon's Lair wine she bought for him on a recent trip to Australia.

"I was really, really, really happy I got to see him," she said, explaining she'd known him for more than 30 years and followed him to three different salons to get her hair done every eight weeks.

Asked if Fannin had a specialty, Stearns said, "He loved the 'Brazilian Blowout.' He tried to get me to do it, but it was too expensive." A large sticker on the salon door also promoted the hair straightening treatment.

The Fannins spent Sundays, Mondays and Tuesdays at their home on the 18-hole Golf Club at Rancho California in the desert town of Murrieta. They drove to the salon every Wednesday, neighbor Sam Zorilla said.

Wednesday through Sunday, the Fannins stayed at a friend's home near the beach.

"He liked to play basketball with his grandson," said friend and neighbor Pandora Gage, who has known the Fannins since 2005. "He liked to golf. He was a really, really nice guy. They were a wonderful couple."

Neighbors described Randy Fannin as solid, friendly, caring and involved. Customers described him as family.

Handsome too, said customer Elaine Metz of Long Beach. "He looked like Tom Selleck."

Neighbor and occasional golf partner Ross Vacca said he last saw Fannin on Monday.

"I was playing golf with two guys and he was on his bedroom patio hosing down around his pool," Vacca said. "It's just so hard to imagine that he is gone. It's a shock."

Conversations with Fannin generally focused on "just neighbor chit chat," Gage said.

"He would always call me kiddo," she remembered.

U.S. attorney eyes going after media running pot ads

BY THE ASSOCIATED PRESS

SAN DIEGO The U.S. attorney in San Diego is contemplating expanding a federal crackdown on the medical marijuana industry by going after newspapers, radio stations and other outlets that run advertisements for California's pot dispensaries.

U.S. Attorney Laura Duffy made the comments to California Watch saying she has seen ads for medical marijuana dispensaries in newspapers and heard and seen them on the radio and TV in violation of federal law. California Watch is a project of the nonprofit Center for Investigative Journalism.

Duffy's office confirmed those comments to The Associated Press on Thursday. They come a week after federal officials vowed to close dozens of California pot growing and sales operations.

Spokeswoman Debra Hartman says the federal government will determine whether the media crackdown is necessary as the results of last week's actions unfold.

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Expert: Maintain campaign limits for fraud victims

BY JUDY LIN
Associated Press

SACRAMENTO, Calif. The head of a good government group on Thursday told California campaign finance regulators to avoid creating an exemption for candidates and committees whose accounts may have been drained by a Democratic campaign treasurer.

Candidates who were victims of the alleged embezzlement scheme, which includes Santa Monica City Councilman Terry O'Day and Rent Control Board member Chris Braun, generally should not be allowed to bypass contribution limits and receive money from donors who already gave the maximum amount, said Bob Stern, president of the Center for Governmental Studies in Los Angeles.

"If you let them give again, you double their access and you double the appearance of corruption, which is of course the main reason for contribution limits," Stern said. "Most of these candidates are incumbents. You'd be mainly helping incumbents running against challengers."

Attorneys for the clients of treasurer Kinde Durkee told the Fair Political Practices Commission in Los Angeles that donation limits should be waived if candidates can show they never actually received the money. It was the second hearing on the topic after the FPPC took comments last month in Sacramento.

Stephen Kaufman, an attorney representing the Los Angeles County Democratic Party and several other Durkee clients, urged the FPPC to devise a narrow process in which candidates and committees are allowed to raise replacement contributions if they can show they never received the campaign contributions.

As lawyers start reviewing bank records to find out what's left in the accounts, Kaufman said he is finding that many contributions were never deposited into the accounts.

"There are a couple of examples where either a contribution was received or money was transferred ... that never even got deposited into a committee's bank account," Kaufman said. "The treasurer just deposited the money in some other account."

That's a case in which money was never really received by a candidate or committee, he said.

Stern said the commission should be lenient with victims on reporting and the only exception where a candidate or committee should be allowed to return to a donor is if the treasurer never reported the contribution.

Durkee is charged with mail fraud and accused by federal prosecutors of siphoning $700,000 from the account of state Assemblyman Jose Solorio and targeting others, including U.S. Sen. Dianne Feinstein, who estimates she may be missing as much as $5 million.

Investigators are trying to sort out who lost how much after entrusting their campaign cash to Durkee & Associates.

O'Day said he lost over $16,000 in contributions he planned to use for his re-election campaign for the City Council.

The Committee to Protect Community and Schools, which backed the recent half-cent sales tax increase in Santa Monica, lost $14,498.46, according to their most recent campaign filing, although a representative said it was more like $10,000.

Two other funds, Braun 2010 Rent Control Board and Santa Monicans for Quality Government, were significantly less impacted.

Braun's account dropped by $30.77, while the Quality Government account increased by $1,557.33, according to the last filings compared to the remainder in the accounts.

Durkee controlled as many as 400 accounts, including some for nonprofits. A criminal complaint says she acknowledged misappropriating her clients' money for years, using it to pay her credit cards, a mortgage, business bills and her mother's care at an assisted-living facility.

She then shifted money from other candidates' accounts to cover up the wrongdoing, federal prosecutors allege. Durkee, whose firm is based in Burbank, used First California Bank.

Commission Chairwoman Ann Ravel said the agency is hoping to take action or issue guidance to candidates and committees soon. The commission is studying state law and could determine that legislative action is necessary before it can act.

The next statewide filing deadline is Jan. 31, although federal candidates whose campaigns are regulated by the Federal Election Commission must file quarterly reports this week.

"The commission will be very conscious of the reporting difficulties faced by campaigns and candidates," Ravel said.

Durkee is scheduled for her first court appearance Oct. 19 in Sacramento.

Glendale Latino students allege racial profiling

BY THE ASSOCIATED PRESS

GLENDALE, Calif. A group of 56 Latino students has sued their Glendale high school and the city police department, alleging they were the victims of racial profiling during a police roundup at the school.

The students' attorney David Sapp, of the American Civil Liberties Union-Southern California, said Thursday that police targeted the Hoover High School students in September 2010 because they are Latino.

The suit, filed Thursday in U.S. District Court in Los Angeles, says police and school administrators herded the students into two classrooms during their lunch period and told they could not leave until they provided personal information that would be kept on file to identify them if they got into trouble.

Representatives for the Glendale Unified School District and city police could not be immediately reached for comment.

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80 percent of U.S. boys use condoms the first time

BY CARLA K. JOHNSON
AP Medical Writer

CHICAGO A surprising 80 percent of teenage boys say they are using condoms the first time they have sex, a government survey found in a powerful sign that decades of efforts to change young people's sexual behavior are taking hold.

But another promising trend — a drop since the 1980s in the number of teenagers having sex — has leveled off.

Boys' condom use may mean they are taking more responsibility for contraception or they are protecting themselves from sexually transmitted diseases, experts say. Or, as one young man said, girls may be drawing the line.

"I'm not sure how much of this is guys thinking they need to use a condom or girls insisting they use a condom," said 17-year-old Olivier Vanasse of Princeton, N.J. "I'd be hesitant to give guys credit for coming up with this on their own."

The study, released Wednesday, is based on interviews with about 4,700 teenagers, ages 15 to 19, conducted from 2006 through 2010. It shows the percentage of boys who said they used condoms the first time they had sex climbed from 71 percent in 2002 to 80 percent in the new survey. In 1988, 55 percent of boys said they used a condom during their first sexual intercourse.

"It comes as a general surprise to people that teenagers in general and teen boys in particular can behave responsibly when it comes to making decisions about sex," said Bill Albert, spokesman for the National Campaign to Prevent Teen and Unplanned Pregnancy. "I think it is surprising."

The survey suggests that condom use continues. Asked if they used a condom the last time they had sex in the previous three months, 75 percent said they did, an increase from 71 percent in 2002.

"We don't think it's a stupid thing to do anymore," said Vanasse, a high school senior and staff writer for www.sexetc.org, a project of Rutgers University's Answer, a national sex education organization. "It's just accepted as common sense that you should be using a condom if you're going to be having sex."

Overall, about 43 percent of girls and 42 percent of boys report ever having vaginal intercourse, a rate that is statistically unchanged since 2002. The rates had been declining steadily since 1988, when 51 percent of girls and 60 percent of boys reported that they had had sex.

Albert said those findings also explode myths about teen sex.

"There's the notion that all teenagers are doing it, and that's not the case. In fact, less than half said they've had sex," he said. "And there's no gender gap between the teen boys and the teen girls. There's a myth that guys are out on the prowl, and that's not supported by this data."

TEEN BIRTH RATE DROPS

Less sex and more contraception are driving down teen births, he said. The U.S. teen birth rate in 2009 — 39 births per 1,000 females — was nearly 40 percent lower than the peak in 1991. It's still a dramatically higher birth rate than in Western Europe, where birth control is less expensive and more accessible to teens.

The new study contains more encouraging news. For the first time, there was no racial difference in the percentage of girls reporting they had had sex. In the past, black females were more likely than whites to be sexually experienced.

> **"THERE'S THE NOTION THAT ALL TEENAGERS ARE DOING IT, AND THAT'S NOT THE CASE. IN FACT, LESS THAN HALF SAID THEY'VE HAD SEX."**
>
> **Bill Albert,**
> spokesman for the National Campaign to Prevent Teen and Unplanned Pregnancy

"That's due to a drop in black females who are sexually experienced," said the study's lead author, Gladys Martinez, a demographer for the government's National Center for Health Statistics.

Other findings:

• Teens were less likely to have had sex if they lived with both parents, if their mothers hadn't been teen moms themselves, or if their mothers were college graduates.

• Most teens — 70 percent of girls and 56 percent of boys — had their first sex with someone with whom they were "going steady."

• A minority — 16 percent of girls and 28 percent of boys — had their first sex with someone they just met or with whom they were "just friends."

Some teenage girls are trying newer contraceptive methods, even the first time they have sex. A small but growing proportion of girls — 6 percent in the new survey, compared with 2 percent in 2002 — reported using long-acting hormonal methods such as injectable birth control, contraceptive patches or the new contraceptive ring.

The finding on teenage boys' condom use heartened proponents of sex education.

"Boys have really stepped up to the plate in the last 20 years. We've included them in the conversation about teen sex and have seen them as able to be responsible actors, and they've done it for us," said Linda Lindberg, a senior research associate for the Guttmacher Institute. "There's been some shift from the double standard of teaching boys not to ask for sex and teaching girls to say no."

She said it was too soon to see any effect from the Obama administration's move away from abstinence-only sex education to programs that teach pregnancy prevention.

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BlackBerrys buzz back to life after long outage

BY PETER SVENSSON
AP Technology Writer

NEW YORK BlackBerrys across the world buzzed back to life Thursday, leaving customers outraged and threatening to cost the granddaddy of all smartphones more business when it's already struggling to keep up in a crowded marketplace.

The three-day blackout interrupted e-mail and Internet services for tens of millions of frustrated users and inflicted more damage on an already tarnished brand.

"I've been a pretty big BlackBerry advocate," said Kate Jacobson, a student at Michigan State University. "But I'm done playing these games with you, BlackBerry."

After using a BlackBerry for three years, she said the outage was the "last straw." On Thursday, she got an iPhone.

Her unhappiness was shared by users across several continents. BlackBerrys in Europe, Asia, Latin America and Africa had been without e-mail or chat messages since Monday.

In the U.S. and Canada, the outage was shorter, starting Wednesday. But many, perhaps most, of the world's 70 million BlackBerry users were affected.

"When I woke up in the morning and had zero e-mails, I was like, 'That's impossible,'" Jacobson said. She had already endured problems with her BlackBerry Curve turning off at the wrong moments. It didn't play videos well, either.

Research In Motion Ltd., which makes the phones and handles e-mail traffic to them, said the system was steadily processing a vast backlog of stalled messages.

The company's two CEOs apologized profusely. It was a break from the past, when outages of BlackBerry service merited only terse statements from the company.

Mike Lazaridis and Jim Balsillie said they had not made plans yet to compensate customers, but they are turning their attention to that question.

"Our priority right up until this moment (has been) making sure the system's up and running," Balsillie said. "We're going to fully commit to win that trust back."

It will take more than an apology to win back some Blackberry users. But RIM's latest fiasco is unlikely to result in a mass exodus of its corporate and government clients.

BlackBerrys, like other imperfect business technologies, are deeply entrenched in commercial settings, and getting rid of them represents time and money that companies may be reluctant to give up.

Indeed, RIM may experience a slower, more subtle migration from its smartphone. Two types of people have kept the BlackBerry from sinking further into the oblivion of once-iconic but forgotten gadgets: corporate IT managers and aspiring young people in developing countries like India. Countries outside North America account for 54 percent of RIM's revenue.

For big companies, BlackBerrys are still the gold standard in security. But employees keep chipping away at the power of IT managers by bringing in their own phones and tablets — iPhones, iPads or devices powered by Google's Android software— and demanding to get their work e-mail on them, said Ahmed Datoo, vice president of Zenprise Inc., which helps companies manage their cellphone fleets.

With each instance, the BlackBerry's position in its core market is undermined.

In the April-to-June period of 2010, 19 percent of the smartphones sold in the world were BlackBerrys, while a nearly equal number, 18 percent, were from a variety of brands that use Google Inc.'s Android software, according to research firm Gartner Inc.

In the same three-month period this year, 12 percent of smartphones were BlackBerrys, while Android phones zoomed to 43 percent, outselling BlackBerrys more than three to one.

BlackBerry phones have not kept pace with the iPhone and its imitators, said Shaw Wu, an analyst at Sterne Agee.

A recently launched update of the flagship "Bold" model with the signature BlackBerry keyboard is selling well, he said, but an all-touchscreen model isn't. It just doesn't match up to the iPhone and Android phones.

"If someone really wanted a full touchscreen experience, why would they buy that? You have much better alternatives out there," Wu said.

RIM launched a tablet computer, the PlayBook, this year. But like other iPad wannabes, it's been a dud.

In the developing world, the low-end BlackBerry Curve has been the first smartphone for many. It works well on relatively slow cellular networks, which means carriers are happy to push it, knowing that it won't overwhelm them, said analyst Matthew Robison at Wunderlich Securities.

But that's being threatened now that even Third World phone companies are upgrading their cellular networks to broadband speeds. That means Web browsing and multimedia will be sexy new applications — things the Curve does not do well compared with inexpensive touchscreen phones.

"I think it will be tougher for RIM to compete for the emerging-markets consumer," Robison said. That, he thinks, is a bigger challenge for the company than the outage.

And in North America, the "brand damage is already done," Robison said. RIM's inability to keep up with the times means BlackBerrys could soon be quaint reminders of that early flush of excitement about reading e-mail on the go.

The outage started Monday, when a crucial traffic-routing computer in BlackBerry's European network failed. A backup also failed. That immediately cut off service for most users in Europe, the Middle East, Africa, India, Chile, Brazil and Argentina.

Although the underlying issues were quickly repaired, the system had built up a backlog of emails and messages that needed to be released.

Meanwhile, messages destined for the affected countries were piling up at BlackBerry data centers in the rest of world, slowing service everywhere. By Wednesday, the outage had spread to the U.S. and Canada.

Among smartphones, BlackBerrys are uniquely tied to their manufacturers.

BlackBerrys get their e-mail through RIM's centralized setup, allowing the company to offer a high level of security that appeals to corporate IT managers. But when something goes wrong, it affects millions of people at the same time. Blackouts are not localized to one company or one carrier, as other outages are.

Such a widespread, highly visible failure could threaten RIM stock. But investors have taken the outage in stride. The stock is down less than 1 percent since Friday's close.

That's because RIM's stock is already so beaten down by other bad news. It's lost 83 percent of its value from its peak three years ago — the time it's taken for BlackBerrys to go from hot items and status symbols to near-has-beens.

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Photo courtesy Sandra Oshiro

HOME IS WHERE THE HEART IS: **Santa Monica Police Sgt. Dean Oshiro with his family. Oshiro had a near fatal heart attack, even though the 18-year veteran officer exercised regularly.**

HEART
FROM PAGE 3

the American Heart Association's Los Angeles County Heart Walk on Saturday, Oct. 15, alerting others to risk factors such as genetics and eating habits.

"His story is very powerful and comes with an important message of calling 911 when you have a heart attack or stroke," Kelly said.

The Heart Walk, the association's biggest fundraising event of the year, is a nationwide effort to raise funds and engage the public in fighting heart disease and stroke. More than 831,000 people die of heart disease, stroke and other cardiovascular disease every year, according to the association. Additionally, about 80 million people in the U.S. are living with some form of cardiovascular disease.

"When you look at those numbers, you can see how prevalent the problem is," Kelly said.

The 5K run/walk, hosted at the Rose Bowl in Pasadena, includes about 6,000 to 7,000 participants, who gather donations from friends and family. Last year's 8,000 L.A. walk participants raised about $1.1 million, and this year, the goal is upped to $1.2 million, Kelly said.

A year since Oshiro's heart attack, he and his family have changed their diet and other factors. With a family history of heart attacks, Oshiro also made an effort to adjust his sleeping habits and the level of stress in his life.

"It's important for people to be aware of the risk factors … It could affect the whole family," said Oshiro, referring to the possibility of a heart attack.

In addition to the 5K, the day's activities include a one-mile survivor's route, free hands-only CPR demonstrations, blood pressure screenings and lively performances.

news@smdp.com

SIGNS
FROM PAGE 1

sion to put them on buses has opponents seeing red.

On Aug. 25, Los Angeles City Attorney Carmen Trutanich sent Brownley a strongly-worded letter of opposition to the program, which he held would negatively impact residents of Los Angeles.

"We have serious concerns about the public's safety in the face of large, rapidly changing or streaming signs moving at speed on city streets," Trutanich wrote. "We also have unanswered questions about the potential environmental impacts of these signs and whether they will be studied and mitigated in full by the city of Santa Monica."

Big Blue buses spend more time within Los Angeles' borders than in Santa Monica, and Angelenos will be more heavily impacted by the signs than residents of Santa Monica, he said.

To that end, Los Angeles officials requested a partnership with Santa Monica City Hall so that they would have some control over the signs after they crossed into Los Angeles.

So far, that hasn't happened.

City Hall is in communication with the City Attorney's Office in Los Angeles to work out a solution, said Kate Vernez, the deputy city manager for special projects.

"We're confident that any concerns they have, we can address and work out," Vernez said. "We do not have any news about what form that might take, because we're still working with them."

First, they need to find out what Los Angeles officials' concerns are, Vernez said.

The Los Angeles City Attorney's Office did not return calls for comment for this article. In the past, and in the letter sent by Trutanich, safety was listed as the primary issue.

Digital signage on buses has worked in both New York and Chicago, but no studies have been done to test whether or not the signs distract drivers.

Trutanich referred to it as a "dangerous" expansion of the vehicle code, which previously only allowed bus route identifications to be lit.

These signs are a far cry from the bright, flashing digital billboards that many Los Angeles residents are familiar with, Dawson said.

The signs detect light, and adjust how bright they are based on the light around them. That means that when it's cloudy, the signs will automatically dim so as to avoid being a distraction.

Furthermore, operators can limit how bright the lights shine, Dawson said.

Although the pilot program allows for signage on each side of the bus, the digital signs will only face the sidewalks in order to prevent driver distraction.

They also only plan on outfitting 25 buses with the signs, although AB 607 gives them the authority to go up to 30.

The signs will not be appearing on buses for at least a year.

BBB officials will have to put the project out to bid and select the signs. Then, they will show the equipment to the communities that will be most impacted.

"There's a lot of misconceptions about what these signs look like, how bright they are and what they do," Dawson said.

ashley@smdp.com

COMMUNITY BRIEFS



Sophia Zhorne *news@smdp.com*

PRETTY IN PINK: **Santa Monica fire fighters at Station 1 wear pink shirts Thursday in honor of Breast Cancer Awareness Month. To donate, go to** www.passionatelypink.org.

PUBLIC SAFETY FACILITY

Fire fighters go pink for October

The Santa Monica Fire Department and Firefighters Local 1109 are putting their traditional navy blue uniforms aside and wearing pink in October in honor of Breast Cancer Awareness month.

The fire fighters have joined with Susan G. Komen For the Cure in an effort to raise money for breast cancer research, local education and screening and treatment programs that impact people in the community every day.

Those interested in donating to the cause can go to www.passionatelypink.org and select the "Give To A Team" tab and search "Judah Mitchell" or "Santa Monica Fire Department/Local 1109." Mitchell is a captain with the SMFD.

Local or non-local, every voice makes a difference.

In this year alone, there will be over 250,000 people diagnosed with breast cancer, according to the American Cancer Society.

Over 39,000 women will die from the disease and one in eight will be diagnosed with breast cancer. The disease affects men, too; 2,100 men will be diagnosed in 2011 and over 450 men will die from the disease.

SOPHIA ZHORNE

CITY HALL

Vacancy at the Planning Commission

Architect Hank Koning tendered his resignation to the Planning Commission Wednesday, citing a need to focus on his business.

Koning's firm, Koning Eizenberg Architecture, specializes in large, urban projects, and his position on the Planning Commission warded off potential clients, he said.

"It's difficult as a practicing architect. People tend not to hire you because you have to recuse yourself, which is the equivalent of a 'no' vote," Koning said. "In this economic climate, it's hard enough getting jobs without the additional burden."

Koning waited to bow out until the City Council appointed Richard McKinnon to fill the seat left vacant after the departure of former commissioner Gwynne Pugh.

Pugh left in May after being informed that he would not be able to put in a bid for a city project if he sat on the Planning Commission. His query prompted the City Attorney's Office to revise the policy on sitting commissioners bidding on city contracts.

Koning's firm is doing work on the Pico Library, but that project was grandfathered in before City Hall changed its policy to avoid potential conflicts.

His departure leaves another hole on the Planning Commission, just as discussions get underway to craft the zoning ordinance that will determine growth in commercial areas.

The commission also put off its decision on another potential development, a Walgreens at the intersection of Lincoln and Pico boulevards, until the commission had a full complement of seven.

Koning's resignation came as a surprise to Planning Director David Martin, who lamented the departure as "a loss."

"Having his expertise as an architect was very valuable," Martin said.

It's unclear at this point when the council will appoint Koning's replacement.

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Community Workshop



The Colorado ESPLANADE

Please Join the City of Santa Monica for two special events to kick-off the visioning process for streetscape improvements to Colorado between 4th Street and Ocean Avenue.

WHEN: WEDNESDAY, OCT. 26th at 6:00PM

WHERE: SITE WALK AT 6PM, Meet at intersection of Main/Colorado

WORKSHOP AT 7PM, Ken Edwards Center, 1527 4th Street

- **SITE WALK:** Tour the project area with the internationally-renown designers, Peter Walker Partners, to share impressions of the site and identify significant features.
- **COMMUNITY WORKSHOP:** Participate in a discussion about the Colorado Esplanade enhancements, and explore ideas to improve walking, bicycling, circulation and ways to enhance this gateway to the City with landscaping and public art

Your input at this special Planning Commission meeting is key to creating a community vision for this new amenity to be enjoyed by all Santa Monicans.

RSVP to ensure adequate staffing and equipment.

Big Blue Bus lines Lines 1, 2, 3, 4, 5, 7, 8 and 9 serve the Ken Edwards Center. Bike parking will be available.

To request disability-related accommodations, please contact 310.458.8341.

Esto es una noticia sobre talleres para planear el futuro de Santa Monica. Para mas información llame a Peter James al numero 310.458.8341.



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CRIME WATCH
BY DAILY PRESS STAFF

Rocking out leads to arrest

Crime Watch is a weekly series culled from reports provided by the Santa Monica Police Department. These are arrests only. All parties are innocent until proven guilty in a court of law.

TUESDAY, OCT. 4, AT 2:15 P.M.,
Officers responded to the 1400 block of the Third Street Promenade – Apple Store – regarding a report of a drunk man causing a scene who refused to leave. When officers arrived, they saw the suspect fighting with two security guards. As officers attempted to break up the fight and subdue the suspect, one was kicked in the leg twice. The suspect continued to fight and resist, police said, at which time cops used a Taser to subdue him. The suspect was taken into custody and booked for battery and public intoxication. Officers said the suspect was inside the Apple Store using display equipment to play music at an excessively high volume, causing a disturbance. When asked to stop, he refused and became verbally aggressive, allegedly threatening store employees. That's when the fight broke out. The suspect was identified as Jericho Lee, 19, a transient. His bail was set at $20,000.

SUNDAY, OCT. 9, AT 1:20 A.M.,
Officers were on routine patrol in the 500 block of Olympic Boulevard when they saw someone riding their bicycle on the sidewalk in violation of the Santa Monica Municipal Code. Officers stopped to speak with the man and during their conversation learned that he had a warrant for his arrest. During a search of the suspect's backpack, officers said they found marijuana and a BB gun that resembled a semi-automatic handgun. The suspect was placed under arrest and booked for pot possession (less than an ounce), riding his bike on the sidewalk, and the local warrant. He was identified as Karl Padgett, 23, a transient. His bail was set at $1,725.

SUNDAY, OCT. 9, AT 10:55 A.M.,
Officers responded to the 2400 block of Pico Boulevard – Rite Aid – regarding a report of a theft. When officers arrived, they made contact with a store security guard who said he saw the suspect enter the store and walk towards a display case containing watches. The suspect took four watches, concealed them inside his jacket, and left the store without paying for the items. Security detained the suspect outside of the store and brought him back to their office to fill out some paperwork. While there, the suspect said he could not go to jail, and walked out of the store, security said. Using the store's security camera footage, officers were able to identify the suspect and located him in the 1900 block of 22nd Street. During the arrest, officers said they recovered more stolen goods. The suspect was positively identified by store security and booked for commercial burglary and violation of parole. He was identified as Douglas Kaufman, 46, of Santa Monica. No bail was set.

SUNDAY, OCT. 9, AT 2:21 P.M.,
Officers responded to the 500 block of Olympic Boulevard – OPCC – after receiving a report that an assault had just occurred. When officers arrived, they made contact with the alleged victim who said that he had just returned to the homeless shelter and while out front he made some kind of comment to the suspect, who struck him in the face several times with his fist. The victim ran inside and notified OPCC employees. Officers located the suspect, who was sitting outside the shelter, and detained him. He was identified by the victim and placed under arrest for battery, a probation violation and public intoxication. He was identified as Frank Sambrano, 22, a transient. His bail was set at $20,000.

SATURDAY, OCT. 8, AT 9:04 P.M.,
Officers where on routine patrol in the 1600 block of Court 11 (the alley east of 11th Street) when they saw a suspect illegally camping in a public space. Officers made contact with the man, who had several local warrants for his arrest. Officers detained the suspect and during a search of his belongings they found drug paraphernalia in his pants pocket and some methamphetamine. The suspect was placed under arrest and transported to the Santa Monica Jail, where he was booked for possession of meth and marijuana (less than an ounce) and the local warrants. He was identified as Alexander Coleman, 25, a transient. His bail was set at $12,580.

FRIDAY, OCT. 7, AT 3:52 P.M.,
Officers were on routine patrol near the corner of 16th Street and Delaware Avenue when they saw a 2005 Jeep Cherokee fail to stop for a stop sign. Officers conducted a traffic stop in the 1700 block of Pico Boulevard and made contact with the driver. Officers said they could smell marijuana coming from the passenger's side of the vehicle. Officers asked both the driver and passenger to step outside the vehicle. The passenger admitted that he had a glass pipe on him. Officers searched the suspect and recovered the pipe and some cocaine. The passenger was placed under arrest and booked for possession of a controlled substance and drug paraphernalia. He was identified as Dwayne Freeman, 28, of Sherman Oaks, Calif. His bail was set at $10,000. The driver of the Jeep was cited for failing to stop at the stop sign and released at the scene.

WEDNESDAY, OCT. 5, AT 12:05 A.M.,
Officers were on routine patrol in the 900 block of Court 5 (alley east of Fifth Street) when they saw a man stumbling as he tried to walk, almost falling on several occasions. Officers made contact with the man and determined he was too intoxicated to care for himself. Officers placed the suspect under arrest for being under the influence of a controlled substance and a probation violation. He was identified as James Winston Brown, 37, a transient. His bail was set at $10,000.

news@smdp.com

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

City of Santa Monica

CITY OF SANTA MONICA
NOTICE INVITING BIDS

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

BID #3065: FURNISH AND DELIVER ONE (1) NEW AND UNUSED HEAVY DUTY DUMP TRUCK WITH 24-CUBIC YARD BODY.

Please refer to the bid packet for further details.
The bid packet can be downloaded at:
http://www.planetbids.com/portal/portal.cfm?CompanyID=15167#
Submission Deadline is October 27, 2011 at 3:00 PM PT.

Request for bid forms and specifications may be obtained from the Finance Department at the City of Santa Monica, 1717 4th St., Suite 250, Santa Monica, California by calling (310) 458-8281. Bids must be submitted on forms furnished by City of Santa Monica.

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

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ART
FROM PAGE 3

bitions to appear at The Robert Berman Gallery which falls under the umbrella of Pacific Standard Time.

MORE TO SEE

The Santa Monica Museum of Art will also be getting into the act, hosting the first "regional weekend" of Pacific Standard Time on Saturday, Oct. 22.

The day includes a variety of activities at the museum: Free shuttles supported by L.A. County Proposition A Local Return Funds, Santa Monica Cultural Affairs and Big Blue Bus to five participating Westside institutions; free curator and docent led tours; and a cultural bicycle tour of Santa Monica.

Visitors are invited to board and exit the complimentary transportation with routes and destinations across the region, including Santa Monica Museum of Art and galleries in Bergamot Station Arts Center, the Sam Francis Gallery at Crossroads School, the 18th Street Arts Center, Ben Maltz Gallery at OTIS College of Art and Design, and the Getty Center, which will host the Pacific Standard Time Family Festival (free from 10 a.m. to 6 p.m.).

"One of the great aspects of Pacific Standard Time is that it has inspired cultural institutions to join together regionally to reach audiences," said Joan Weinstein, deputy director of the Getty Foundation, which is spearheading Pacific Standard Time. "Institutions like the Santa Monica Museum of Art and its Westside partners are making it easier for audiences to enjoy several cultural experiences in a single weekend, all within easy reach of each other."

At the museum from 11 a.m. to 4 p.m., follow co-curators Elsa Longhauser and Lisa Melandri, and museum docents on a tour of the exhibit Beatrice Wood: Career Woman — Drawings, Paintings, Vessels, and Objects, a comprehensive survey and new assessment of this seminal artist who made a remarkable body of ceramic luster ware until just a few years before her death in 1998 at the age of 105. This monographic exhibition — including over 100 works of art — offers a commemorative evaluation of Wood's extraordinary life and career that traversed and contributed to the cultural and artistic highlights of the 20th century.

A bike tour will follow and introduce riders to Santa Monica's new Bike Center, where they can quickly tune-up their bikes. From there the ride will hit the Sam Francis Gallery at Crossroads School for the exhibition She Accepts the Proposition: Women Gallerists and the Redefinition of Art in Los Angeles, 1967-1978 by guest curator Kristina Newhouse. The exhibition examines the critical contribution of Los Angeles women art dealers to the advancement of nontraditional art practices.

At Eames Office, visitors will view Essential Eames: The Design of Knowledge. The exhibition explores the classic yet contemporary educational philosophies of Charles and Ray Eames through an intimate look at their films, exhibitions, presentations, and former staff members' recollections.

The final stop at 18th Street Arts Center will take visitors through Collaboration Labs: Southern California Artists and the Artists Space Movement, an exhibition that demonstrates that much of the Los Angeles time-based work (focused on performance/video) in the 1970s grew out of and fed into the California artists' space movement.

A complete list of events can be found at www.pacificstandardtime.org/events or www.smmoa.org.

news@smdp.com

Editor-in-Chief **KEVIN HERRERA** contributed to this report.

RED
FROM PAGE 1

algae that cause the red tide.

"Usually with the water sample, you can see a lightish brown color," she said. "It was literally like pulling up a cup of coffee. It was an intense sample, very dark."

The water contained the dinoflagellates and diatoms that you see in a red tide, but in unusual concentrations, Bacallaos said.

Heal the Bay personnel theorized that last Wednesday's heavy rain washed nutrients, fertilizers and other materials that nourish the microorganisms into the water, causing the bloom.

"When you see that nutrient load, something's going to take advantage of it," Bacallaos said.

Scientists have yet to find hard evidence tying the blooms to land-based pollutants, but several studies are in the works.

Heal the Bay participates in one of those studies tracking harmful algae blooms, or HABs, a term scientists prefer to "red tide" because not all blooms are red in color or even visible, and many "red tides" contain no harmful organisms at all.

The hope is that they will address the numerous questions that still lurk around the phenomenon.

"It's hard to determine what causes them, and how long they stick around," Wawerchak said.

The algae do not directly threaten humans, although some people do have a sensitivity to it which can cause irritation.

"If you went swimming now, you probably wouldn't get sick unless you ingested a great deal of water," Bacallaos said.

Some of the diatoms and dinoflagellates naturally produce toxins, but in such small amounts that they don't affect humans swimming in the ocean.

Where the creatures become a problem is when other sea life, like mussels, consume them and concentrate those toxins.

Mussels, in particular, constantly filter water. They store the toxins in their bodies to a degree that a person eating that mussel could get violently ill.

In general, that's not a problem because the majority of mussels consumed in restaurants or sold in stores are grown on carefully protected mussel farms, Bacallaos said.

Each year, the Department of Fish and Game and the local Department of Health issue an advisory between May 1 and Oct. 31 to avoid wild-caught shellfish because that's when most harmful algae blooms, occur.

Another negative impact of the algae comes when the vast swarms of microorganism die off. Other bacteria that feed off of the dead algae use a lot of dissolved oxygen to do so, depleting the supply for the other sea creatures.

This can lead to mass die-offs, similar to that which struck King Harbor in March when hundreds of thousands of sardines went belly up.

Already, the water in the bay seems to be returning to its normal color, both Wawerchak and Bacallaos reported.

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City of Santa Monica

NOTICE OF AVAILABILITY OF A DRAFT ENVIRONMENTAL IMPACT REPORT FOR THE VILLAGE TRAILER PARK DEVELOPMENT AGREEMENT

OFFICIAL NOTICE is hereby given on the completion and availability of a Draft Environmental Impact Report (Draft EIR) for the proposed Village Trailer Park Development Agreement (proposed project) located at 2930 Colorado Avenue in the City of Santa Monica.

PROJECT DESCRIPTION: The proposed project would involve the closure of the existing Village Trailer Park and development of a 399,581-square-foot mixed-use project with 393 residential units, 105,334 square feet of creative office, and 11,710 square feet of neighborhood-serving retail.

The project's 117,044 square feet of commercial space would include 105,334 square feet of creative/office space and 11,710 square feet of neighborhood serving retail fronting Colorado Avenue. The residential uses would include 166 apartment units; 109 of these apartment units would be subject to Santa Monica's rent control ordinance with approximately 52 deed restricted as affordable housing. The remaining 57 apartment units would be market-rate apartments. The proposed project also includes 227 market rate condominium units consisting of lofts, one-bedroom, and two-bedroom units.

A two-level, 778-space subterranean parking garage would be provided under the proposed development. The proposed project would include the development and dedication of the proportionate extension on the project site of Pennsylvania Avenue from Stewart Street to Stanford Street. On the project site, the street would be constructed at grade over a section of the project's subterranean parking garage. In addition, a new north-south road (New Road) would be developed along the site's western border from Colorado Avenue to the site's southern property line.

Currently, two properties located directly to the west of the site are under consideration for redevelopment. These properties include 2848-2912 Colorado Avenue and 2834 Colorado Avenue. Development of the proposed project and the two related projects identified above would provide a continuous extension of Pennsylvania Avenue from Stewart Street (to the west) to Stanford Street (to the east). An alternative access scenario was also studied in the event the adjacent properties do not develop, either as an interim or permanent condition. In this scenario, there would be one-way southbound access into the project from Colorado Avenue and two-way access from Stanford Street.

ANTICIPATED ENVIRONMENTAL IMPACTS: The Draft EIR analyzed potential environmental impacts associated with the proposed project including: Aesthetics (Shadows), Air Quality, Biological Resources, Construction Effects, Cultural Resources, Geology/Soils, Greenhouse Gas Effects, Hazards and Hazardous Materials, Hydrology and Water Quality, Land Use and Planning, Neighborhood Effects, Noise, Population and Housing, Public Services, Transportation/Traffic, and Utilities.

The Draft EIR determined that implementation of the proposed project will result in the following significant and unavoidable impacts: Construction Effects (Air Quality and Noise); Transportation and Traffic

PUBLIC REVIEW PERIOD: A 45-day public review period will be provided for all interested persons to submit comments on the adequacy of the Draft EIR. **The comment period will start on October 14, 2011 and end at 5:30 p.m. on November 28, 2011.** Written comments should be sent to: Jing Yeo, Special Projects Manager, City Planning Division, 1685 Main Street, Room 212, Santa Monica, CA 90401.
Email: jing.yeo@smgov.net
Fax: (310) 458-3380

AVAILABILITY OF ENVIRONMENTAL DOCUMENTATION: The Draft EIR and background materials may be viewed online at **http://www01.smgov.net/planning/planningcomm/environmentalreports.html** or in person at the following locations:
City Planning Division Public Counter, Room 111, 1685 Main Street, Santa Monica, CA
Office of the City Clerk, Room 102, 1685 Main Street, Santa Monica, CA
Santa Monica Library, 601 Santa Monica Boulevard, Santa Monica, CA
Fairview Branch Library, 2101 Ocean Park Boulevard, Santa Monica, CA

ESPAÑOL: Para más información, llame a Carmen Gutiérrez, al número (310) 458-8341.

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City of Santa Monica

NOTICE OF PUBLIC HEARING
SANTA MONICA ARCHITECTURAL REVIEW BOARD

DATE/TIME: October 17, 2011, 7:00 p.m.
LOCATION: Council Chambers, (wheelchair accessible)
Santa Monica City Hall, 1685 Main Street

PROPERTIES:
ARB 11-254, 1431 2nd Street: Parking Structure
ARB 11-338, 1420 Yale Street: School
ARB 11-354, 2200 Virginia Avenue: Library
ARB 11-357, 525 Colorado Avenue: Commercial
ARB 11-368, 1827 9th Street: Residential
ARB 11-381, 2635 Wilshire Boulevard: Bank
ARB 11-384, 3350 Ocean Park Boulevard: Preschool
ARB 11-387, 417 Bay Street: Residential
ARB 11-409, 3000 Olympic Boulevard: Commercial
ARB 11-410, 3301 Exposition Boulevard: Commercial

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

City of Santa Monica

NOTICE OF A PUBLIC HEARING
BEFORE THE SANTA MONICA CITY COUNCIL

SUBJECT: **11DEV007 (Development Agreement 11-007)**
702 Arizona Avenue

APPLICANT: David Forbes Hibbert, AIA
PROPERTY OWNER: Seventh and Arizona, LLC

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

The property owner is seeking a Development Agreement with the City to construct a new four-story mixed-use building with forty-nine (49) residential rental units, approximately 6,276 square feet of neighborhood-serving commercial space, and 70 subterranean parking spaces.

DATE/TIME: TUESDAY, OCTOBER 25, 2011, 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: 11DEV007 (702 Arizona Ave)
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 Tony Kim at (310) 458-8341, or by e-mail at tony.kim@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 numbered 1, 2, 3, 4, 5, 7, 8, 9, and the Tide Ride serve City Hall.

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

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.

Puerto Rico wind farm to be Caribbean's largest

BY THE ASSOCIATED PRESS

SAN JUAN, Puerto Rico Puerto Rico Gov. Luis Fortuno says the Caribbean's largest wind farm will be built in the U.S. territory in a bid to reduce the island's dependence on oil.

Fortuno says the $250 million project is financed by San Francisco-based Pattern Energy and will feature 44 turbines capable of providing power to about 25,000 homes.

The Santa Isabela wind farm will start operating by next September and generate up to 75 megawatt hours of energy as part of a 20-year deal with the state-owned Electric Energy Authority.

Thursday's announcement comes a week after Fortuno announced that the Caribbean's largest solar energy project will be built in Puerto Rico.

The U.S. territory relies on oil to generate 70 percent of its power.

UK auditor: Revelations may prompt new WSJ probe

BY RAPHAEL G. SATTER
Associated Press

LONDON Britain's newspaper auditor said Thursday that it may move to investigate The Wall Street Journal's European circulation figures after a former employee accused it of propping up its subscriptions by effectively paying for its own papers via third parties.

The Wall Street Journal Europe's publisher, Andrew Langhoff, has already resigned over the paper's links to the Netherlands-based Executive Learning Partnership, a consultancy that former program manager Gert Van Mol says was receiving payments and getting press in return for buying up thousands of copies of the Journals' papers.

"In essence you're providing money to somebody who uses that money to buy your copies," Van Mol told The Associated Press in a telephone interview. He added that the group had also been "promised articles and interviews" as part of the deal.

Journal publisher Dow Jones insisted that the payments were for legitimate services, and while it acknowledged that its complex arrangement might have appeared questionable, it had been vetted and approved by Britain's Audit Bureau of Circulations, also known as ABC.

But ABC suggested Thursday that it didn't have all the facts at its disposal when it signed off on the deal, saying that "there now appears to be additional new information which may give grounds for further investigation."

ABC declined to release any further detail or say how likely such an investigation would be. As a rule, the group doesn't confirm whether investigations have been opened unless they result in corrective action.

Such an action could include revising down the Journal's stated circulation figure of 74,800 papers per day, said Rob Lynam, the head of press for U.K. media agency MEC. Because the figures are a key way of gauging a newspaper's reach, Lynam said that could lead to a fall in ad revenue — although he noted that the bigger risk was to the respected paper's prestige.

"It's embarrassing more from a reputation point of view, particularly with everything that is going with News Corp. at the moment," he said.

News Corp. is Dow Jones' parent company and it's already under the spotlight over allegations that the company tolerated illegal espionage and police corruption at its biggest-selling Sunday tabloid, the News of the World. If ethical problems surface at the Journal, it could feed criticism that the company leadership's has been complacent about shady dealings across its holdings, which include the Fox News Channel and The New York Post.

"The magnitude is not as big a deal as criminally hacking into a private individual's phones, but there is once again a flavor of cutting corners in a fairly big way in pursuit of business," Rick Edmonds, with the Florida-based journalism school The Poynter Institute, said Tuesday.

Van Mol said he attempted to flag the issue to senior executives, including Journal publisher Les Hinton, in late 2010. But instead of taking action, he said the company ordered him not to talk about the issue. In January, Van Mol was made redundant.

Hinton, who oversaw News Corp.'s U.K. newspaper arm before moving to Dow Jones, has since resigned over the phone hacking scandal. He has not returned repeated calls seeking comment over the past few months.

Dow Jones said that Van Mol had been "first investigated by the company because of concerns around his business dealings." Van Mol said he knew of no such investigation.

Dow Jones spokeswoman Bethany Sherman added that her company been in communication with the Audit Bureau of Circulations since July regarding aspects of the issue and reached out again to the body on Thursday.

"We have always been transparent with the ABC, and they have certified this program over recent reporting periods," she said. "We plan to meet with them soon and review all the details with them again."

The Executive Learning Partnership, or ELP, said it had done nothing wrong, rejecting suggestions that the Wall Street Journal had used it to effectively pay for its own circulation.

"Any suggestion that ELP was involved in a scheme to artificially boost the circulation of WSJE (Wall Street Journal Europe) is not based on facts," partner Nick Van Heck said in a lengthy statement emailed to reporters. He acknowledged that his group had accepted payments from third parties arranged by the Journal on a "couple" of occasions but said that in each case it was for services rendered.

Van Heck also acknowledged that the Journal had agreed to produce reports based on his group's research, although he said his group had no control over their content. The Journal said it accepted that the coverage it afforded Van Heck's organization "could give the impression that news coverage can be influenced by commercial relationships" and has since attached disclaimers to the stories involved.

ELP is a business consulting agency that "empowers talent to act into the unknown," according to its website. It also has personnel ties to the paper — Rien van Lent, an ELP partner, was publisher of The Wall Street Journal Europe from 2001 to 2006.

UK says most Britons eat 10% too many calories

BY MARIA CHENG
AP Medical Writer

LONDON British health officials say the country's obesity epidemic has an easy fix: people should just eat less.

In a report released on Thursday, the department of health said most adults in the nation of 60 million people are eating about 10 percent more calories than necessary. To stop the bulging waistlines, officials said the country needs to collectively trim 5 billion calories from its daily diet.

But in a slightly confusing twist, the government also issued new calorie recommendations that are about 100 calories higher than the last figures in 1991. Men are now allowed to eat about 2,605 calories of food every day while for women, it's 2,079.

British officials say the new numbers are based on a better understanding of current activity levels and that an individual's ideal calorie count varies depending on factors like how much they exercise and their body mass index. Previous calorie recommendations underestimated the impact of physical activity, even though people are now more sedentary than two decades ago.

"This is not a license to eat more," said Alan Jackson, head of the scientific group that came up with the new recommendations.

Susan B. Roberts, a professor at the Friedman School of Nutrition at Tufts University, said the new calorie advice seemed reasonable. "The old numbers were simply bad numbers because methodology was too basic in the old days," she said. "If you are telling somebody to eat 10 percent less, that is 10 percent less than they personally ate before,"" she said.

The U.K. has one of Europe's fattest populations: more than 60 percent of adults and one third of children aged 10-11 are overweight or obese, roughly similar to U.S. statistics. The new report aims to change diet and exercise habits enough so that the number of heavy Britons begins to fall by 2020.

Britain's chief medical officer, Sally Davies, said people need to be more honest with themselves about just how much food they're eating every day. "We are still too heavy as a nation," she said at a press conference.

Obesity raises the risk of health problems including heart disease, diabetes, and cancer. Experts said treating fat patients costs the national health service 5.1 billion pounds (US$8 billion) every year.

Health Minister Andrew Lansley said Britain will continue working with the food and beverage industry in a deal to reduce the amount of salt and fat from their products and to post calorie content where possible.

The deal was previously slammed by health charities and leading medical organizations who argued the food and drink industry were dictating government policies. Lansley said the government would consider a 'fat tax,' but would prefer a voluntary approach.

Jane Ogden, an obesity expert at the University of Surrey, was doubtful whether the government's new strategy would succeed and called for more proactive measures to limit bad food options. "It doesn't work to tell people to eat less," she said. "At the end of the day, people don't make good choices."

U.S. missiles kill Haqqani 'coordinator' in Pakistan

BY RASOOL DAWAR
Associated Press

PESHAWAR, Pakistan American drone-fired missiles killed a ranking member of the militant Haqqani network on Thursday in northwestern Pakistan, striking a group that Washington claims is the top threat in Afghanistan and is supported by Pakistani security forces, local intelligence officials said.

A senior U.S. official confirmed the death of the Haqqani commander, identifying him as Janbaz Zadran.

The strike came as U.S. special envoy to Afghanistan and Pakistan Marc Grossman arrived in Pakistan to improve ties between Washington and Islamabad that have been severely strained by stepped-up American claims of Pakistan assistance to the Haqqanis.

Two other militants were killed in the attack close in the Haqqani stronghold of North Waziristan, the group's main sanctuary along the Afghan border, said the Pakistani officials in the region. The officials spoke on condition of anonymity because they were not authorized to speak to reporters.

They said the Haqqani member was a coordinator for the group and knew him as "Jalil." One said he was related to Sirajuddin Haqqani, the leader of the network. The men were walking down a street when the two missiles hit, the officials said.

The missiles hit close to Dande Darpa Khel village, which is home to a large seminary with links to the Haqqanis.

The U.S. official Zadran was the most senior Haqqani leader in Pakistan to be taken off the battlefield. The official said Zadran helped the Haqqani network orchestrate attacks on troops in Kabul and southeastern Afghanistan. The official spoke on condition of anonymity to discuss intelligence matters.

Later Thursday, another pair of drone-fired missiles hit a militant position on hills close to the frontier in South Waziristan, killing six people, intelligence officials said. They said the militants were firing rockets and mortars across the border at an American base in Machadad Kot.

U.S. officials do not talk about the CIA-led drone program. NATO and U.S. officers in Afghanistan were not immediately available for comment.

The al-Qaida-allied Haqqani network is one of most organized insurgent factions fighting the U.S. presence in Afghanistan, and it has been blamed for high-profile assaults against Western and Afghan targets in the Afghan capital, Kabul.

Washington has long urged Islamabad to attack the fighters, who operate undisturbed in North Waziristan despite the region being home to several thousand Pakistani troops. At the same time, the U.S. is pursuing the possibility of peace talks with the Haqqanis and other Taliban factions, reflecting an understanding that the insurgency can't be defeated militarily.

In brief remarks to reporters, Grossman, whose mission is to promote the peace process, talked about his confidence that the U.S. and Pakistan can "can make a commitment to future work" together, suggesting work still needs to be done to restore the relationship.

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City of Santa Monica

NOTICE OF A PUBLIC HEARING BEFORE THE SANTA MONICA CITY COUNCIL

SUBJECT: **11DEV008 (Development Agreement 11-008)**
1317 7th Street

APPLICANT: David Forbes Hibbert, AIA
PROPERTY OWNER: Seventh and Arizona, LLC

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

The property owner is seeking a Development Agreement with the City to construct a new five-story mixed-use building with fifty-seven (57) residential rental units, approximately 2,929 square feet of neighborhood-serving commercial space, and 83 subterranean parking spaces.

DATE/TIME: **TUESDAY, OCTOBER 25, 2011, 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: 11DEV008 (1317 7th Street)
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 Tony Kim at (310) 458-8341, or by e-mail at tony.kim@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 numbered 1, 2, 3, 4, 5, 7, 8, 9, and the Tide Ride serve City Hall.

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

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.



SURF REPORT

Surf Conditions **Water Temp:** 61°

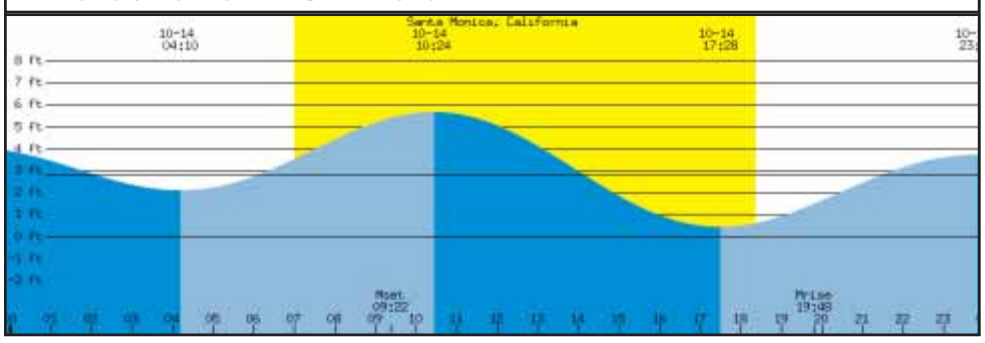
Swell Forecast

NW swell is expected to back off as the southern hemi swell peaks. West facing breaks are looking at chest max while south facing breaks run chest to head high.

Long Range Synopsis

Should still see some southern hemi as NW ground swell continues to back off. South facing breaks are looking at chest+ sets. West facing breaks are looking at waist+ waves.

Tide Forecast for Today in Santa Monica



BEACH REPORT CARD

NORTH LOS ANGELES COUNTY

Grades for this report are based on monitoring data from the previous 30 days up to the ending date of **October 12, 2011**

HEAL THE BAY - 1444 9th Street, Santa Monica, CA 90401 - www.healthebay.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 -- 4
- Number of A grades for dry/wet weather -- 21 / 1
- Number of (C,D,F) grades for dry/wet weather -- 0 / 0

The Beach Report Card is made possible by: The Diller – von Furstenberg Family Foundation, Grousbeck Family Foundation, simplehuman, LAcarGUY, SMA

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 Cerrillo Beach, at Arroyo Sequit Creek mouth.	A+	ss
Nicholas Beach at San Nicholas Canyon Creek mouth.	A+	ss
El Pescador State Beach, between Lechusa and Las Alins creeks.	ss	ss
Encinal Canyon at El Matador State Beach.	A+	ss
Broad Beach at Trancas Creek mouth.	A+	ss
Zuma Beach at Zuma Creek mouth.	A	ss
Walnut Creek, projection of Wildlife Rd. (private).	A+	ss
Paradise Cove Pier at Ramirez Canyon Creek mouth.	D	ss
Escondido Creek, just east of Escondido State Beach.	A	ss
Latigo Canyon Creek mouth.	F	ss
Solstice Canyon at Don Blacker County Beach.	F	ss
Puerco State Beach at creek mouth.	A+	ss
Marie Canyon storm drain at Puerco Beach, at 24572 Malibu Rd..	F	ss
Surfrider Beach at Malibu Colony fence.	A	ss
Surfrider Beach (breach location)- daily.	B	F
Malibu Pier - 50 yards east.	F	ss
Carbon Beach at Sweetwater Canyon.	A+	ss
Las Flores State Beach at Las Flores Creek (point zero).	A+	ss
Big Rock Beach at 19948 PCH stairs.	A	ss
Pena Creek at Los Tunas County Beach.	A+	ss
Tuna Canyon.	ss	ss
Topanga State Beach at creek mouth.	A	A+
Castlerock Storm Drain at Castle Rock Beach.	A	ss
Santa Ynez Storm Drain at Castle Rock Beach.	A	ss
Will Rogers State Beach at 17200 PCH (1/4 mile east of Sunset drain).	A	ss

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

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
ss -- no sample taken

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

Heal the Bay

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

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

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NFL

Lawmakers to meet with NFL, union on hormone tests

BY FREDERIC J. FROMMER,
Associated Press

WASHINGTON The NFL and the players union are set to meet with leaders of a House committee to discuss testing for human growth hormone, which has hit a snag despite an agreement in the latest collective bargaining agreement to begin testing players.

That agreement was contingent on the union's agreeing to the testing methods, but the union has asked for more scientific data to prove the test is reliable.

The chairman of the House Oversight and Government Reform Committee, California GOP Rep. Darrell Issa, and the top Democrat, Rep. Elijah Cummings of Maryland, planned to attend Friday's meeting, along with NFL Commissioner Roger Goodell, Baltimore Ravens cornerback and team representative Domonique Foxworth, and Travis Tygart, who heads the U.S. Anti-Doping Agency. Other representatives from the league, the union and the agency also were to participate.

"We look forward to cooperating with the committee and working with the NFLPA to start HGH testing in the NFL as soon as possible," NFL spokesman Greg Aiello said Thursday.

The union is seeking data from the athletes who were used to originally set thresholds as to what constitutes a positive test, so it can compare that data with a population study on football players. The union believes players could have naturally higher HGH levels than those of other athletes. The World Anti-Doping Agency, which sanctions the test, has declined to produce more information, saying plenty of information about the test is available publicly.

Union spokesman George Atallah said he hoped Tygart's agency would be more forthcoming at Friday's meeting than the World Anti-Doping Agency has been.

Issa and Cummings told the league and the union last month that the elimination of performance-enhancing drugs from the sport "protects the integrity of the league as well as player health and safety. Most importantly, such testing sends a message to young athletes that performance-enhancing drugs of all kinds are not tolerated at the sport's highest level."

The union has questioned the safety and reliability of the test. But nearly two dozen scientists and lab directors from around the world signed a letter sent to the union and NFL stating the current test is safe, scientifically reliable and appropriate for use in professional sports leagues.

A separate group of anti-doping scientists and lab directors also endorsed the test in another letter.

City of Santa Monica

NOTICE OF A PUBLIC HEARING BEFORE THE SANTA MONICA CITY COUNCIL

SUBJECT: **11APP-008 (Appeal of Denial of Landmark Designation 11LM-005)**
1685 Main Street

APPLICANT: City of Santa Monica
APPELLANT: City of Santa Monica
PROPERTY OWNER: City of Santa Monica

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

Appeal of Landmarks Commission decision to approve Certificate of Appropriateness application 11CA-005, which allowed modifications to an approved design for the Town Square park project, located at 1685 Main Street, subject to conditions.

DATE/TIME: TUESDAY, OCTOBER 25, 2011, 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: 11APP-008
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 Scott Albright, AICP, Senior Planner, at (310) 458-8341, or by e-mail at scott.albright@smgov.net. The Landmark 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 numbered 1, 2, 3, 4, 5, 7, 8, 9, and the Tide Ride serve City Hall.

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

ESPAÑOL

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MOVIE TIMES

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

Silent Comedy Shorts Program
Two Tars (NR) 21min
The Goat (NR) 27min
Shoulder Arms (NR) 46min
Haunted Spooks (NR) 25min
7:30pm

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

Dirty Girl (R) 1hr 30min
11:45am, 2:15pm, 4:45pm, 7:15pm, 9:50pm

Moneyball (PG-13) 2hrs 06min
12:15pm, 3:40pm, 7:00pm, 10:00pm

Ides of March (R) 1hr 42min
11:00am, 1:35pm, 4:05pm, 6:50pm, 9:25pm

Trespass (R) 1hr 25min
11:35am, 2:30pm, 5:05pm, 7:40pm, 10:05pm

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

Footloose (PG-13) 1hr 53min
10:30am, 11:45am, 1:25pm, 2:30pm, 4:20pm, 5:20pm, 7:15pm, 8:00pm, 10:00pm, 10:35pm

Real Steel (PG-13) 2hrs 07min
10:35am, 11:30am, 1:35pm, 2:45pm, 4:30pm, 6:45pm, 7:30pm, 9:30pm, 10:30pm

Dolphin Tale 3D (PG) 1hr 52min
10:45am, 1:30pm, 4:15pm, 7:00pm, 9:45pm

Moneyball (PG-13) 2hrs 06min
10:35am, 1:45pm, 4:45pm, 7:50pm, 10:50pm

Ides of March (R) 1hr 42min
11:50am, 2:20pm, 5:00pm, 7:40pm, 10:10pm

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

Father of Invention (PG-13) 1hr 33min
1:20pm, 4:10pm, 7:00pm, 9:50pm

My Afternoons With Marguerite (La Tete en friche) (NR) 1hr 22min
5:30pm

Benda Bilili! (PG-13) 1hr 26min
3:15pm, 9:55pm

Hell and Back Again (NR) 1hr 28min
1:00pm, 3:10pm, 5:20pm, 7:30pm, 10:00pm

Weekend (2011/II) (NR) 1hr 36min
2:20pm, 4:50pm, 7:20pm, 9:45pm

Finding Joe (NR) 1hr 20min
1:00pm, 7:45pm

AMC Criterion 6
1313 Third St.
(310) 395-1599

Thing (R) 1hr 43min
11:50am, 2:50pm, 5:30pm, 8:15pm, 10:45pm

Way (PG-13) 1hr 55min
11:35am, 2:25pm, 5:00pm, 7:35pm, 10:10pm

Drive (R) 1hr 40min
11:40am, 2:45pm, 5:15pm, 7:45pm, 10:15pm

Big Year (PG)
11:40am, 2:20pm, 4:55pm, 7:25pm

50/50 (R) 1hr 39min
11:55am, 2:40pm, 5:15pm, 8:00pm, 10:35pm

Saving Private Perez (Salvando al soldado Perez) (PG-13) 1hr 45min
10:00pm

Lion King 3D (G) 1hr 29min
11:30am, 2:00pm, 4:30pm, 7:00pm, 9:15pm

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

Fun and games tonight, Cappy

ARIES (March 21-April 19)
★★★★ You might be a tad self-indulgent, but you have the energy to get whatever you need done. In essence, you can live on both sides of the fence for today. A serious conversation illuminates an issue, allowing for greater trust and inspiring you. Tonight: Your treat.

TAURUS (April 20-May 20)
★★★★★ The Bull demonstrates its vigor and kindness. A serious conversation weighs heavily on your mind. Let go of the matter. You will find the correct response with detachment. Let a boss or older friend give you some important feedback. Tonight: Easy works.

GEMINI (May 21-June 20)
★★★ Don't be overly serious with a child or loved one. Loosen up and let this person take more responsibility. Be careful with what you share; not everyone can understand your thinking. Tonight: Let your imagination lead.

CANCER (June 21-July 22)
★★★★★ Your jovial mood just might be contagious. Whether answering the phone or in a meeting, others hear you loud and clear. A partner might put you on a pedestal, or vice versa. Be careful, as being on a pedestal can only lead to falling down. Tonight: Where the action is.

LEO (July 23-Aug. 22)
★★★★ Be willing to take a stand for what you believe. Others also might seem very assertive. Express yourself in the most positive way possible. Understanding evolves because someone finally wants mutuality. Tonight: In the limelight.

VIRGO (Aug. 23-Sept. 22)
★★★★★ Keep reaching out for more information. Consider alternatives that allow you to break out of patterns, at least concerning plans. The more adventuresome you become, the more fun that can be had. Let your imagination rock and roll. Tonight: Be open to someone very different.

LIBRA (Sept. 23-Oct. 22)
★★★★ Remain direct, and understand where others are coming from. You could take a comment rather personally. The smart move is to look the other way. You will be much happier as a result. This person might just be in a sour mood. Tonight: Dinner for two.

SCORPIO (Oct. 23-Nov. 21)
★★★★ Listen to your intuition rather than mentally respond to a friend's or associate's gesture. Know that more offers could be coming in. Be careful with funds, expenditures and/or a matter on the home front. Tonight: Out with friends.

SAGITTARIUS (Nov. 22-Dec. 21)
★★★★ You might want to think before you commit to any more work. Others want your help, but you might not be ready to deal with the problem. Say "no" more often, and prevent a sense of feeling overwhelmed. Tonight: Choose something relaxing.

CAPRICORN (Dec. 22-Jan. 19)
★★★★★ Investigate what is ailing an associate or co-worker. You need to be more assertive with a friend or loved one. You might think you have a situation locked up. A detail could have been left out, causing a problem. Tonight: Fun and games.

AQUARIUS (Jan. 20-Feb. 18)
★★★ Your instinct to head home might be right-on. Know when you have had enough and understand what you need to do. Evaluate the importance of a long-distance relationship or partnership. At times you find this person touchy. Tonight: Consider entertaining at home.

PISCES (Feb. 19-March 20)
★★★★★ Keep talks flowing, though you could be saturated by another person's attitude or negativity. Listen to your inner voice. It might be there to inspire you. Let it point in the right direction. Keep an idea flowing. Tonight: With a favorite person.

Happy birthday

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

This year you will end a sometimes-difficult transit that started a year ago. You actually are in the process of beginning a new life cycle. Make it OK to let go of what isn't working in your life. Sometimes you are overly serious and push others away. Is that what you really want? If you are single, you relate well to individuals but not necessarily in groups. Knowing that characteristic, opt for one-on-one relating on first dates, if possible. Don't dive into a relationship too quickly. If you are attached, the two of you need to be careful with your word choices and remain sensitive to each other. TAURUS wants to be close to you.

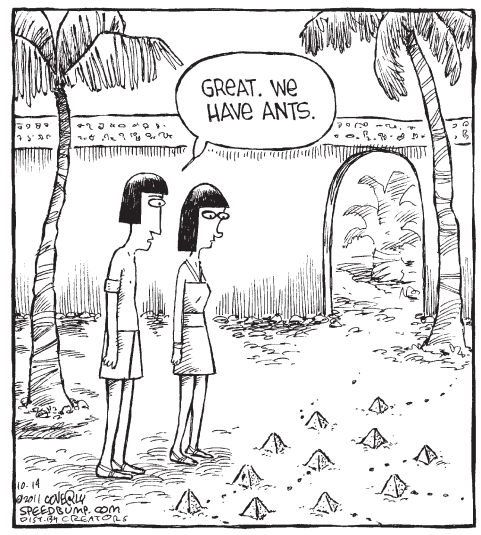


MYSTERY PHOTO

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.

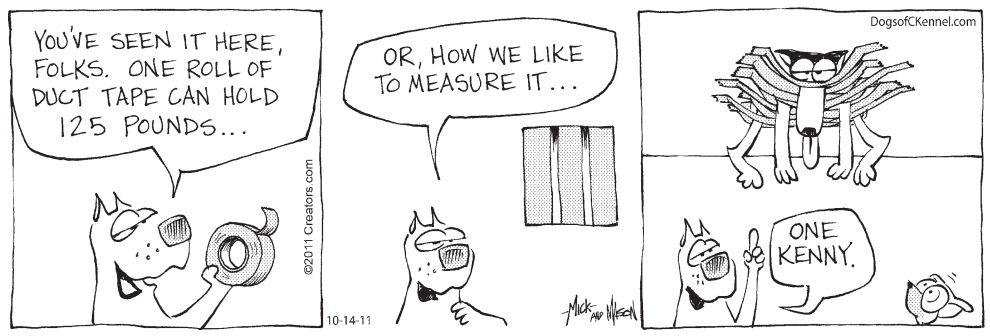
Speed Bump
By Dave Coverly



Strange Brew
By John Deering



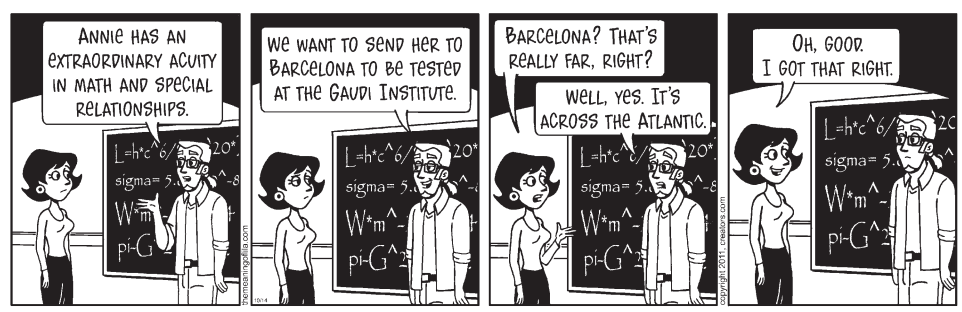
Dogs of C-Kennel
By Mick and Mason Mastroianni



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 ★★★★

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

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

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



CROSSWORD

By THOMAS JOSEPH

ACROSS

1 Meadow group
5 Basics
9 Be real
11 Candidate of 1996
13 Casual eatery
14 Authority
15 Throw in
16 Allen of the NBA
18 Stores a file again
20 Water tester
21 Ferber book
22 Prop for Potter
23 Stephen of "The Crying Game"
24 Bud
25 Concord
27 Complains
29 Musical princess
30 Dot-matrix images
32 "Piece of cake!"
34 Tipsy
35 Play direction
36 Skirt
38 Ludicrous
39 Indy entrant
40 Hawk
41 Shore flier

DOWN

1 Fragrant wood
2 Rust and the like
3 Royal residence
4 Compass pt.
5 Church areas
6 Tolerate
7 Bygone London landmark
8 "Already?"
10 "Jeopardy!" fodder
12 In shape
17 — out (be idle)
19 Aid in crime
22 Cordial
24 Glib talk
25 Needle droppers
26 Handsome youth
27 Snoop group, for short
28 Charlotte, e.g.
30 Transparent gem
31 Exacting
33 Healthy
37 Brewery sight

S	O	T	S	■	■	C	A	D	E	T
T	R	I	O	S	■	A	G	I	L	E
E	A	T	U	P	■	R	E	S	I	N
A	T	A	■	E	M	B	R	A	C	E
M	E	N	A	C	E	■	■	B	I	T
■	■	■	R	I	G	S	■	L	T	S
■	S	A	M	E	■	C	U	E	S	■
L	I	L	■	S	W	A	P	■	■	■
A	L	E	■	■	A	L	S	A	C	E
T	E	R	R	A	C	E	■	M	A	X
E	N	T	E	R	■	N	O	I	S	E
S	C	E	N	T	■	E	D	G	E	R
T	E	D	D	Y	■	■	D	A	R	T

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

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

10-14

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• Insert the given numbers in the empty squares so when they are calculated in threes from left to right and top to bottom they satisfy the demands in the shaded boxes both horizontally and vertically.

• Each empty square dictates the math operation that must be performed to meet the demands.

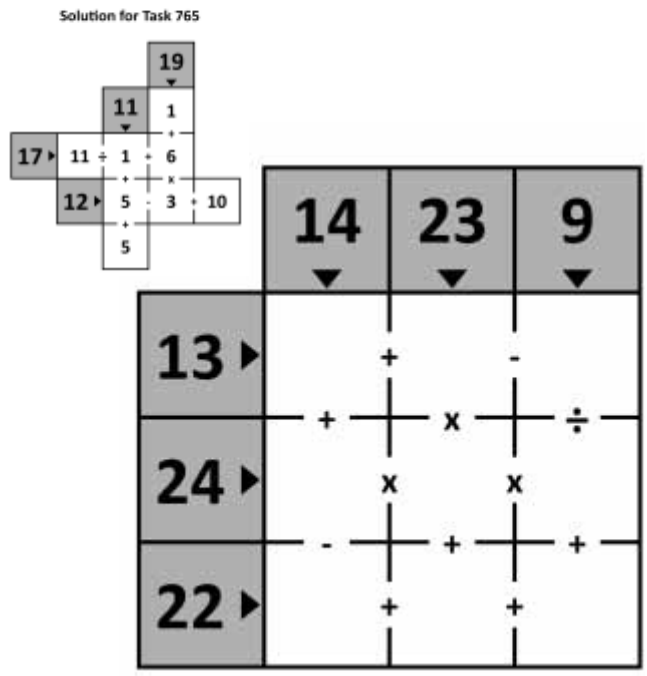
• Remember to multiply or divide before you add or subtract.

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Fill in the empty fields with the given numbers so when calculated together they satisfy all Equas in the gray boxes:

1, 2, 3, 6, 7, 9, 10, 12, 12

Solution for Task 765



DAILY LOTTERY

MEGA MILLIONS: 25 34 38 44 56 Meganumber: 27 Jackpot: $30M

SUPER LOTTO PLUS: 2 28 35 44 47 Meganumber: 21 Jackpot: $11M

Fantasy 5: 12 15 24 30 34

DAILY 3 MIDDAY: 2 9 5 EVENING: 2 2 7

DAILY DERBY: 1st: 02 Lucky Star 2nd: 11 Money Bags 3rd: 05 California Classic RACE TIME: 1:44.89

Although every effort is made to ensure the accuracy of the winning number information, mistakes can occur. In the event of any discrepancies, California State laws and California Lottery regulations will prevail. Complete game information and prize claiming instructions are available at California Lottery retailers. Visit the California State Lottery web site at http://www.calottery.com

NEWS OF THE WEIRD
BY CHUCK SHEPARD

■ Indecent-exposure flashers appear to be invading even off-limits sanctuaries in their quest to be seen -- in Florida, anyway. In Sarasota County in September, Shane Wheatley, 31, was arrested after a Comcast cable customer complained that Wheatley had begun fondling himself while installing the woman's TV service. Three days earlier, in Niceville, a 14-year-old boy (whose name was not released) was charged with indecent exposure after a worshipper reported him masturbating openly during services at the First United Methodist Church. The boy admitted he had done the same thing during services the week before because he was "bored."

■ In September, a jury found Terry Newman, 25, and an associate guilty of aggravated assault for a home invasion in San Antonio in 2009, thus adding insult to Newman's injuries. Newman was shot by a resident during the initial invasion, and then again by another resident when he returned 15 minutes later to retrieve his car. Finally, after police encountered Newman following a short chase, he resisted officers and was shot again, for the third time. (None of the injuries was life-threatening.)

TODAY IN HISTORY

1981 Vice President Hosni Mubarak is elected as the President of Egypt one week after the assassination of the President of Egypt, Anwar Sadat.

1982 U.S. President Ronald Reagan proclaims a War on Drugs.

1994 The Palestinian leader, Yasser Arafat, The Prime Minister of Israel, Yitzhak Rabin, and the Foreign Minister of Israel, Shimon Peres, receive the Nobel Peace Prize for their role in the establishment of the Oslo Accords and the framing of the future Palestinian Self Government.

1998 Eric Robert Rudolph is charged with six bombings including the 1996 Centennial Olympic Park bombing in Atlanta, Georgia.

WORD UP!

flaxen
\FLAK-suhn\ , adjective;
1. Of the pale yellowish color of dressed flax or linen.
2. Resembling flax.

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PRESENTS

"KING OF CHICAGO"

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Date of Filing Application: 7/28/2011
To Whom it may concern:
The Name(s) of the Applicant(s) is/are:
BREAKWATER BISTRO INC.
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Notices

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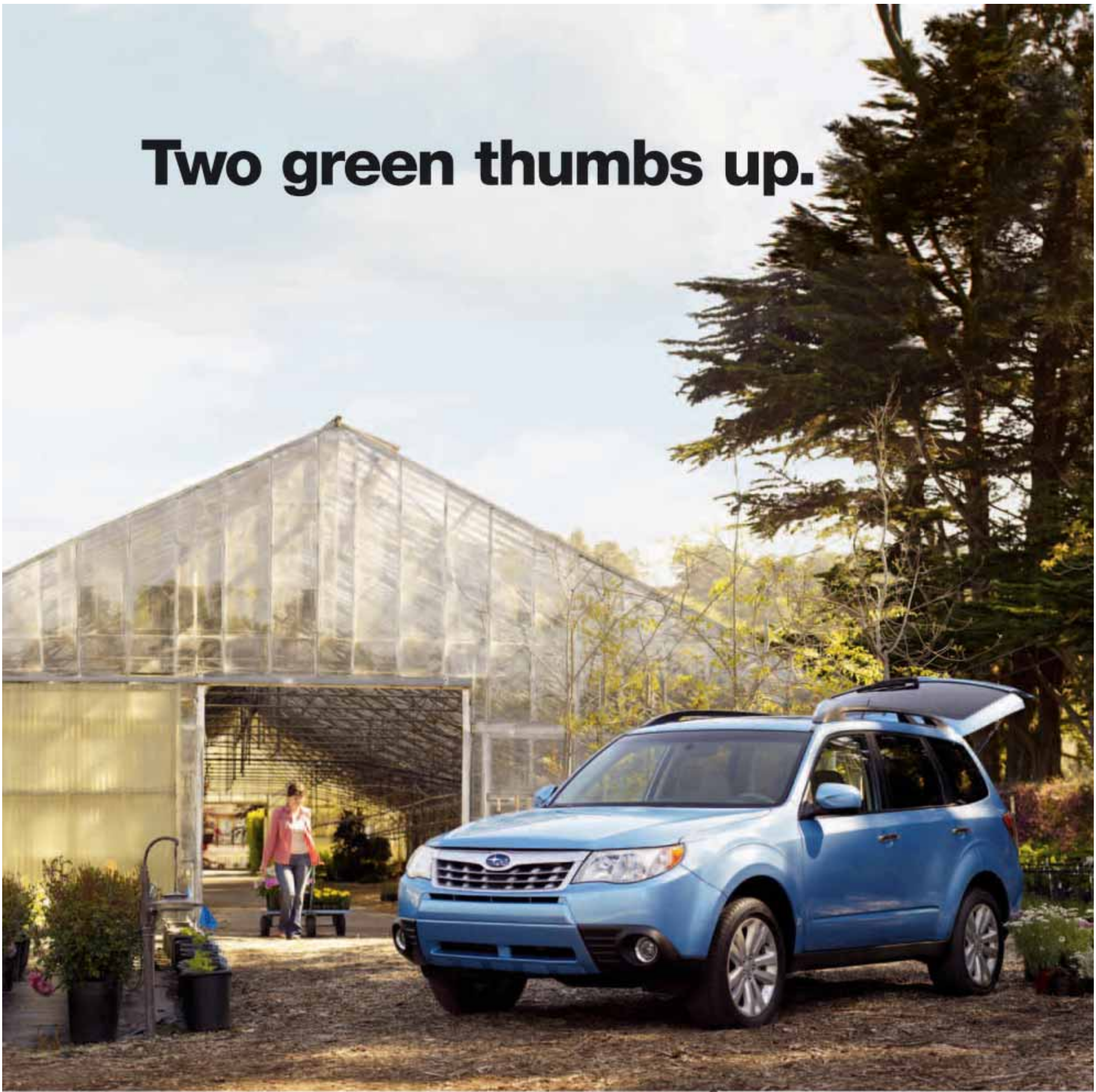
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