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TUESDAY, OCTOBER 16, 2012
Volume 11 Issue 285

VOTE

Santa Monica Daily Press

We have you covered

COUNCIL CANDIDATES IN THEIR OWN WORDS
SEE PAGE 3

THE MAKING APPEARANCES ISSUE

Supreme Court denies Golay retrial



GOLAY

BY ASHLEY ARCHIBALD
Daily Press Staff Writer

DOWNTOWN L.A. In what the defense is calling a "very bizarre" decision, the California Supreme Court on Monday upheld the conviction of a former Santa Monica landlord who killed two homeless men and collected on their life insurance policies Monday but ignored the constitutional basis of the appeal.

Helen Golay's attorney, Roger Diamond, asked that the California Supreme Court take up the case in 2009, arguing that the appellate court had violated Golay's Sixth Amendment right to confront her accuser by sending a laboratory supervisor to testify to certain evidence rather than the technician who performed the test.

It was one of three cases before the court that looked at the thorny issue which has thus far befuddled state judges who have had little direction from the United States Supreme

SEE GOLAY PAGE 10



POWERING UP

Fabian Lewkowicz *FabianLewkowicz.com*

Southern California Edison electrician Lavelle Sullivan exchanges the meter on the historic Santa Monica Pier neon sign for a smart meter version on Monday. The neon sign was installed in 1940 by the Santa Monica Businessmen's Association to celebrate the opening of the pier's ramp.

Sept. 11 terror defendants return to Gitmo hearings

BEN FOX
Associated Press

GUANTANAMO BAY NAVAL BASE, Cuba Five Guantanamo prisoners charged in the Sept. 11 attacks returned before a military tribunal Monday, forgoing the protests that turned their last appearance into an unruly 13-hour spectacle.

But the apparent cooperation of Khalid Sheikh Mohammed, who has said he masterminded the worst terror attack on U.S. soil, and four codefendants did little to speed up proceedings that have been stuck in a legal and political morass for years.

Defense lawyers spent hours arguing that their clients shouldn't have to attend the hearing, saying they dredge up bad memories of their harsh treatment in CIA detention. The military judge ruled that the men would not have to attend the hearings for the rest of the week.

"Our clients may believe that ... I don't want to be subjected to this procedure that transports me here, brings up memories, brings up emotions of things that happened to me," said Jim Harrington, who represents Ramzi Binalshibh, accused of helping to provide support to the hijackers who crashed planes into the World Trade Center, Pentagon and a field in Pennsylvania on Sept. 11, 2001.

The five men sat quietly at the defense tables under the watchful eyes of military guards and several 9/11 family members at the U.S. base in Cuba. Mohammed, his beard dyed a rust color with henna, serenely read legal papers. Two others responded politely to the judge when asked.

SEE HEARINGS PAGE 9

Tight race, big debate ahead with weeks to go

CHARLES BABINGTON
THOMAS BEAUMONT
Associated Press

WEST PALM BEACH, Fla. It's either candidate's race to win as President Barack Obama and Mitt Romney prepare for their second debate Tuesday night, with just three weeks to go until the election and voting well under way in many states.

The Republican challenger had trailed the Democratic incumbent in national polls for weeks, but now has drawn even, benefiting from a boost of enthusiasm following a strong first debate performance 10 days ago. While Romney's standing has improved in

SEE ELECTION PAGE 12

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What's Up Westside

OUT AND ABOUT IN SANTA MONICA

Tuesday, Oct. 16, 2012

Author speaks
Santa Monica College
1900 Pico Blvd., 11:15 a.m.
First-time author Tema Merback reads from "In the Face of Evil" of her mother, a Holocaust survivor, and her father, rescued by the kindertransport from Vienna, Austria. The book chronicles the journey through hell, but it's a story of hope about a passage from ashes to redemption. For more information, call (310) 434-4303.

Martin on campus
Lincoln Middle School
1501 California Ave., 4:30 p.m.
Martin Llorens, whose show, "Hola Martin," can be seen on multiple Spanish speaking television stations, will share ideas and strategies from his newest book, "Vive La Vida de Tus Sueños: Tu Guía al Éxito y la Felicidad" ("Live the Life of Your Dreams: Your Guide to Success and Happiness.") The program will be conducted in Spanish, with English translation available. For more information, call (310) 393-9227 ext. 73565.

Eat up
California Heritage Museum
2612 Main St., 5:30 p.m. — 9:30 p.m.
Gourmet food trucks gather each week offering foodies plenty to choose from. There's free parking in the museum's lot. For more information, call (310) 392-8537.

Groove outside
Sonoma Wine Garden
395 Santa Monica Place, third floor dining deck, 6:30 p.m.
Join Brett Young and special guests every Tuesday night for a live music set on the garden patio of this popular spot. For more information, call (424) 214-4560.

Wednesday, Oct. 17, 2012

To your health
Main Library
601 Santa Monica Blvd., 6:30 p.m. — 8:30 p.m.
Saint John's Health Center presents a free community forum dubbed A Woman's Health — Breast Health — What Every Woman Needs to Know. Whether you are a breast cancer patient or survivor or have a family history of breast cancer, a friend with the disease or a colleague with breast cancer, this community program is for you. For more information, call (310) 829-8453.

Strike up the band
Santa Monica High School, Barnum Hall
601 Pico Blvd., 7 p.m.
The United States Air Force Concert Band and Singing Sergeants come to Santa Monica as part of a 14-day tour through California and Arizona. Cost: Free. For more information, visit www.usafband.af.mil/events/index.asp.

From the source
Brentwood Country Club
560 S. Burlingame Ave., Los Angeles, 7 p.m.
Coldwell Banker on Montana Avenue will host a community event and all Santa Monica and Wilshire residents are invited to attend. Santa Monica Mayor Richard Bloom and Police Chief Jacqueline Seabrooks will be speaking about crime awareness and prevention in the area. They will be followed by a wine tasting with sommelier Timothy Robertson and wine from Magnavino Cellars of Oxnard, Calif.

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



ELECTION 2012 City Council Candidates

Questions

1. WHY ARE YOU RUNNING FOR CITY COUNCIL, WHAT MAKES YOU QUALIFIED TO LEAD, AND WHAT ROLE DO YOU SEE YOURSELF PLAYING ON THE DAIS IF ELECTED?

2. WHAT ARE SANTA MONICA'S THREE MAJOR STRENGTHS AND WEAKNESSES? WHAT WILL YOU DO TO ENSURE THE STRENGTHS REMAIN AND THE WEAKNESSES CONTAINED?

3. HOMELESSNESS CONTINUES TO BE A SIGNIFICANT CONCERN OF MANY RESIDENTS AND BUSINESS OWNERS. HOW WOULD YOU RATE CITY HALL'S RESPONSE OVER THE LAST FOUR YEARS, WHAT WILL YOU ADVOCATE FOR AND DOES THAT MEAN MORE OR LESS FUNDING?

4. WHERE DO YOU STAND ON THE CITY COUNCIL'S DECISION TO INCREASE THE CAMPAIGN CONTRIBUTION LIMIT FROM $250 TO $325?

5. WILL YOU SPONSOR A LOCAL LAW BANNING SMOKING WITHIN MULTI-FAMILY RESIDENTIAL UNITS, I.E. CONDOS AND APARTMENTS? IF NOT, WHAT WOULD YOU SUPPORT?

6. IF ELECTED, WOULD YOU ALLOW MEDICAL MARIJUANA DISPENSARIES TO SET UP SHOP IN SANTA MONICA?

7. WHAT POLICIES WILL YOU SUPPORT THAT WILL ENABLE SANTA MONICA TO DEAL WITH THE INCREASED COMPETITION FOR RESOURCES AND THE NEED TO BE SUSTAINABLE, PARTICULARLY WHEN IT COMES TO WATER AND POWER CONSUMPTION/GENERATION?

8. HOBBIES

9. WHAT ARE YOU READING?

10. THE LOSS OF REDEVELOPMENT AGENCY FUNDS DEALT A SERIOUS BLOW TO THE CITY COUNCIL'S AMBITIOUS PLANS FOR THE CIVIC CENTER, SAMOHI, AND THE PARK IN FRONT OF CITY HALL, AMONG OTHER PROJECTS. IF ELECTED, WHAT PROJECTS WOULD YOU PRIORITIZE AND HOW WOULD YOU FINANCE THEM?

11. CITY HALL ALREADY PROVIDES THE SANTA MONICA-MALIBU UNIFIED SCHOOL DISTRICT WITH MILLIONS IN EXCHANGE FOR ACCESS TO CAMPUSES, MAINLY ATHLETIC FIELDS. DO YOU BELIEVE THIS DEAL IS GOOD FOR THE CITY, OR SHOULD IT BE REVISITED AND MODIFIED? IF SO, IN WHAT WAYS?

12. IF YOU COULD RIDE THE FERRIS WHEEL ON THE SANTA MONICA PIER WITH THREE PEOPLE IN HISTORY, WHO WOULD THEY BE AND WHAT WOULD YOU WANT TO TALK ABOUT?

13. WHERE DO YOU STAND ON THE SANTA MONICA AIRPORT?

14. COMMUNITY BENEFITS AS PART OF DEVELOPMENT AGREEMENTS: WHAT IS YOUR DEFINITION OF A BENEFIT? WHEN SHOULD THE CITY COUNCIL DEMAND BENEFITS AND TO WHAT DEGREE? AND SHOULD SOME BE PART OF A CHECKLIST THAT DEVELOPERS CAN CHOOSE FROM, OR SHOULD THE COUNCIL ALWAYS HAVE COMPLETE CONTROL IN NEGOTIATIONS WITH DEVELOPERS?

15. WHAT IS YOUR DEFINITION OF OVERDEVELOPMENT AND WHAT IS YOUR PLAN TO PREVENT IT?

16. THE SPUTTERING ECONOMY AND THE RISE IN PENSION CONTRIBUTION COSTS HAVE FORCED SOME CITIES TO FILE FOR BANKRUPTCY. SANTA MONICA IS DOING BETTER THAN MOST, BUT IF NOTHING IS DONE TO TRIM COSTS, DEFICITS WILL BECOME REALITY. WHAT'S YOUR PLAN FOR CONTROLLING PUBLIC EMPLOYEE PENSION COSTS?

17. HOW DO YOU GET ACROSS TOWN DURING RUSH HOUR? ANY TIPS OR SHORTCUTS?

18. WHAT SHOULD CITY HALL'S ROLE BE WHEN IT COMES TO THE CREATION OF AFFORDABLE HOUSING?



TERRY O'DAY

- **NAME:** TERRY O'DAY
- **AGE:** 39
- **OCCUPATION:** DIRECTOR, EVGO, ELECTRIC-VEHICLE CHARGING SERVICES.
- **NEIGHBORHOOD IN WHICH YOU LIVE:** PICO NEIGHBORHOOD
- **OWN OR RENT:** OWN
- **MARITAL STATUS/KIDS:** MARRIED; 2 GIRLS
- **OBAMA OR ROMNEY:** OBAMA
- **EDUCATION: WHERE DID YOU ATTEND AND WHAT DEGREES DO YOU HAVE?** STANFORD UNIVERSITY, BACHELOR'S IN PUBLIC POLICY WITH DEPARTMENTAL HONORS; CORO FELLOWS PROGRAM IN PUBLIC AFFAIRS; UCLA ANDERSON SCHOOL OF MANAGEMENT, MASTER'S DEGREE IN BUSINESS ADMINISTRATION.

1. WHY RUN

To continue the work I started on the council two years ago to provide a long-term vision for our city that includes all elements of true sustainability — environmental, economic and equity.

2. CITY'S STRENGTHS/WEAKNESSES

Strengths: My leadership is based on maintaining:

1) Our compassionate, diverse, engaged population.

2) Our diverse business sector and excellent municipal fiscal planning that has maintained our AAA bond rating.

3) Our exceptional schools, college, hospitals, public safety and Big Blue

SEE **O'DAY** PAGE 6



JOHN C. SMITH

- **NAME:** JOHN C. SMITH
- **AGE:** 52
- **OCCUPATION:** TEACHER/PRODUCER/JOURNALIST
- **NEIGHBORHOOD IN WHICH YOU LIVE:** MID-CITY
- **OWN OR RENT:** RENT
- **MARITAL STATUS/KIDS:** SINGLE
- **OBAMA OR ROMNEY:** OBAMA
- **EDUCATION: WHERE DID YOU ATTEND AND WHAT DEGREES DO YOU HAVE?** UNIV. OF WASHINGTON, BA, COMMUNICATIONS, 1985

1. WHY RUN

I'm running for office for some of the same reasons I became a journalist: To inform people about the issues we face and to help people make sense of them in a changing world. But the biggest reason is Santa Monica is in danger of losing its soul. The rush of development does not serve the people who live here. This "tsunami" is flooding us with more traffic, congestion and parking problems. It's also being approved by many current council members who take money from the very developers whose projects they approve. Big money is quickly shaping both the character of our city and the council entrusted to act on our behalf. I'm qualified to lead because I'm a journalist who has spent my professional life getting all the facts, listening to all sides,

SEE **SMITH** PAGE 7



TED WINTERER

- **NAME:** TED WINTERER
- **AGE:** 55
- **OCCUPATION:** WRITER/MARKETING
- **NEIGHBORHOOD IN WHICH YOU LIVE:** OCEAN PARK
- **OWN OR RENT:** OWN
- **MARITAL STATUS/KIDS:** MARRIED 15 YEARS, 2 KIDS AGE 11 AND 6 ATTENDING ONE OF OUR PUBLIC SCHOOLS
- **OBAMA OR ROMNEY:** OBAMA
- **EDUCATION: WHERE DID YOU ATTEND AND WHAT DEGREES DO YOU HAVE?** DARTMOUTH COLLEGE, B.A.

1. WHY RUN

I'm running to protect Santa Monica's future for my kids and for everyone else who's fortunate to live in our beach town. I have an extensive background in local civic affairs: I'm currently vice chair of our Planning Commission, have been a Recreation and Parks Commissioner, am the former president of the Ocean Park Association and have advocated for our K-12 schools in a variety of ways including serving on the steering committee of Community for Excellent Public Schools (CEPS). If elected, I will use the skills and knowledge gleaned from this background to advocate for residents and their priorities and concerns.

2. CITY'S STRENGTHS/WEAKNESSES

SEE **WINTERER** PAGE 8

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LETTERS TO THE EDITOR

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Editor:

It's no wonder that Santa Monica's precarious financial situation is going to lead to downgrading of the city's credit worthiness ("City officials puzzled by credit rating review," Oct. 11). And it's no wonder our absolutely clueless City Council and city manager are the only ones who seem surprised by it. They spend money like drunken sailors on shore leave. Unfortunately, they do it with our money.

Hopefully, there will be a wholesale change in City Hall after the November election. Just remember to not vote for any incumbent, or any candidate supported by and in the pocket of and indebted to Santa Monicans for Renters' Rights or the city's public employee unions. Those special interest groups have exercised complete control over the politicians who should be looking out for our interests, and they have exacerbated our city's financial woes and will continue to do so in their own financial interests to our detriment until we vote the rascals out and tell them we have had enough.

Walter Greenberg
Santa Monica

Endorsed

Editor:

Community for Excellent Public Schools (CEPS) proudly endorses school board candidates Ben Allen, José Escarce and Maria Leon Vazquez for re-election this November. Each of these three incumbents has done an exceptional job of ensuring that all students in our district have access to an excellent education.

With their strong focus on representing every student in Santa Monica-Malibu schools, they have shown extraordinary leadership in focusing goals for the district, in particular in helping support initiatives to close the achievement gap. This targeted effort is paying off; Santa Monica-Malibu schools have just seen a significant rise in student test scores. Under their leadership, the Academic Performance Index (API) for every school, including our Title I schools, has surpassed the state's benchmark of 800.

In addition to keeping a keen eye on programmatic integrity, Dr. Escarce, Ms. Leon Vazquez and Mr. Allen have, at the same time, provided difficult leadership in dealing with the largest funding cuts to education from Sacramento in the history of California's public schools. They have continued to put students first and, despite devastating funding cuts, these Board of Education members have managed to protect critical programs important to students' well-rounded education; from college-level classes in our high schools to our high quality music and arts programs. The efforts of these three dedicated school board members on behalf of all students in Santa Monica and Malibu are well recognized in our communities.

For these reasons, Community for Excellent Public Schools, along with so many education leaders throughout our school district, strongly support Ben Allen, José Escarce and Maria Leon Vazquez for re-election to the Santa Monica-Malibu Board of Education.

Rebecca Kennerly
Chair, Community for Excellent Public Schools





After the Bell

Merv Hecht — Send comments to editor@smdp.com

Taxes won't change much for most

A HOT TOPIC OF CONVERSATION AT THE moment is whether or not it will make any difference to either the economy, or to our taxes, if one or the other candidate becomes president.

As to the economy, I think it takes about five years for actions by the president to have a significant effect on the economy. When President Bush spent a trillion dollars on two wars, it wasn't until after he was out of office that the main effects were felt. So as to the economy in the near term, I don't think it matters who becomes our next president.

But as to our taxes, that is a difference that will happen quickly. And here is the most likely scenario.

The biggest single element of potential change is whether or not the Bush tax cuts are allowed to expire. If they do expire our income tax rates will go up approximately 5 percent in most brackets, and long-term capital gains and dividends will begin to be taxed at ordinary rates, roughly an additional 5 percent for most people. The biggest change would be on those paying a 15 percent income tax rate. That would go up to 28 percent and hit a lot of the middle class.

A second effect of expired Bush tax cuts would be a return to the $1 million gift tax exclusion and estate tax exclusion, and a number of related taxes that affect only rich people passing money at death.

Whether or not Congress will act soon enough to reverse this automatic end of the tax cuts is the big question.

Assuming Congress does act, it will probably make a big difference as to who is elected president. If President Obama is re-elected and he can get Congress to go along with him, the tax cuts would remain in play for most taxpayers. But the tax cuts would end for single taxpayers with incomes over $200,000, and married couples with incomes over $250,000.

A lot of people think those numbers are too low, and that a couple making $250,000 should not be in the "super-rich" category. I thought that way myself until I spoke with some childhood friends back in my hometown of Freeport, Ill. When I mentioned the $250,000 figure, one said, "Wow, are there people that actually make that much money?" And then I realized that here in Los Angeles we are in a rarefied atmosphere.

President Obama would also try to get the "Buffett Rule" enacted, which would subject taxpayers with over $1 million of income to pay a 30 percent effective tax rate. I don't think Mr. Romney would like that.

Things are likely to be very different if Mr. Romney is elected, if he has his way. Tax rates on earned income would be reduced 20 percent from what they are today. The estate tax would be eliminated completely, the alternative minimum tax would be eliminated — a further tax reduction for many, and taxes on dividends, interest, and capital gains for taxpayers with adjusted gross incomes under $200,000 would be eliminated.

So here is the bottom line as I see it: It won't matter who becomes president. If Congress is deadlocked taxes will go up. If Congress is not deadlocked, for most of us taxes will probably go down. In either case the super-rich are going to pay more taxes.

YOU MAKE THE CALL

Callable yield notes linked to common stock are being touted by a number of issuers. These notes pay high interest rates, typically 8-12 percent for a short time, typically one to three years. If the stock stays at the same price or goes up, you get your money back at the end of the term. If the stock goes down, you get less than all of your money back, sometimes from the stock instead of your cash investment. If the stock goes down far enough you don't get anything back.

The issuer has the right to give you back your money and stop paying interest at any time. So what it seems is going on is that the issuer buys the stock and takes your money. If the stock goes up the issuer can sell the stock at a profit and give you back your money. If the stock goes down the issuer keeps your money. This seems like a great deal for the issuer.

It seems to me there is one way the buyer might make it a good deal as well, and that would be to combine the purchase with options. There are option strategies available that make money if the stock goes down, and of course lose money if the stock goes up. But these strategies can be adjusted so that the loss on the upside is limited, so that you would only be reducing the yield a bit. If you are considering buying into these callable notes, you might want to discuss this strategy with an investment advisor.

STOCKS THAT COULD BE HOT

And finally we get to everyone's favorite topic — the hot stocks to buy now. To answer that I looked only at really big companies with a price-earnings ratio of less than 18 and projected earnings for next year at 5 percent or more. Here are a few of the results:

CBS
Walt Disney
Haliburton
Schlumberger
Wells Fargo
Marsh & McLennan
Stryker
Apple
IBM

A nice little portfolio of these stocks seems to me to be a good bet for 2013. Good luck.

For information about **MERV HECHT** and more details on the strategies and stocks he writes about in this column, visit his website at DoubleYourYield.com.

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What's the Point?

David Pisarra
Send comments to editor@smdp.com

Playing the shame game

ALMOST EVERY DAY THAT COMMISSIONER David Cowan takes the bench in Department E in the Santa Monica Courthouse he is faced with paternity cases that are the result of two people getting together and making a child. Those cases, and the thousands like them around the county, are kept mostly confidential. The names of the parties are generally not identified, the files are not accessible by the general public and, if a party asks, the bailiff will clear the courtroom so the proceedings are kept private.

This is a public policy decision that is a throwback to the days when children born out of wedlock were considered illegitimate. There was great shame to be attached to all the parties and hence the thinking was that in order to protect the child we had to keep the files private.

Times have changed and today more than 50 percent of the children born to women under 30 are born out of wedlock. In times past they would have been shunned and seen as a threat to the very moral fiber of our society, but now they are the subject of television shows like MTV's "Teen Mom," and having a child out of wedlock is seen as normal by more and more people.

Is this good or bad? I'm not sure. I know the studies show that marriage is good for children in that children desperately need both parents to be active and engaged in their lives. I see this on a daily basis in my family law practice where we handle paternity cases for primarily the fathers who are being shut out of their children's lives.

Children can adapt to having two households relatively quickly and easily, once the family unit has reached a place of stability. Numerous studies show that it is not the divorce or breakup that causes the permanent damage to children, it is the constant and pervasive fighting that causes damage and leaves the lifelong scars.

I know from my own experience that my parents' divorce is not what emotionally harmed me, it was the years of emotional and physical abuse that I witnessed them do to each other that caused the pain.

Children need a loving environment more than they need the Ozzie and Harriet fantasy land of television idealism that never really existed anywhere anyway. That loving environment can be in one or two households, with one, two, three or four adults teaching and loving them, in any combination of genders or gender identification.

Which is why I have grave concerns about how our society is using public information and the ease with which it is published. There are websites now that use the public information of arrests as the basis for their existence. On the one hand it is making life easier for those who do background checks, on the other this ability also has the potential to do great damage.

For example the latest trend in law enforcement efforts to reduce prostitution is the public shaming of men who are arrested for hiring prostitutes. Across the country municipalities have begun publicizing the names of those arrested for trying to hire hookers. Not the convicted, but the arrested.

Well, considering the ease with which someone, anyone, can be arrested on almost any charge, I find this a dangerous path to go down, as the public shaming on an adult can quickly be used to shame their children.

If we want to continue to protect children from the sins of their parents we should consider deeply how much information we allow to be publicly disseminated and what protections we need to put in place.

I recognize the reason for the public shaming is to, at least theoretically, reduce the incidence of prostitution, but I'm not sure that shame is the way to go. In a society that is as conflicted about sex and sexuality as ours, we probably need to do a complete overhaul of our views and actions.

It seems hypocritical to want to protect the children from public scorn and shame, while at the same time using scorn and shame to modify behavior on a societal level. This sounds to me like a lot of "do as I say, not as I do" behavior and we know how well that works.

DAVID PISARRA is a Los Angeles divorce and child custody lawyer specializing in father's and men's rights with the Santa Monica firm of Pisarra & Grist. He welcomes your questions and comments. He can be reached at dpisarra@pisarra.com or (310) 664-9969. You can follow him on Twitter @davidpisarra

The Q Line

For the kids

The Santa Monica-Malibu Unified School District has placed Measure ES on the ballot to raise funds for improving and modernizing facilities.

So, this week's Q-Line question asks:
Will you vote for the school bond or do you think the district is asking too much at a time when the economy continues to struggle?

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



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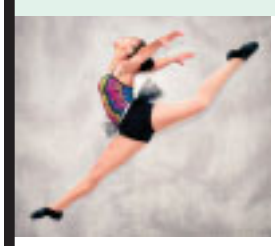
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O'DAY

FROM PAGE 3

Bus.

Weaknesses:

1) Repercussions from cuts in state funding.

A) I work to partner with local agencies and cut waste.

2) Citywide loss of diversity and achievement gap among students.

A) I work to protect affordable housing and support youth enrichment programs.

3) Some city units lose money.

A) Adopt business plans to reorganize and repurpose some boards and increase council authority to manage operations.

3. HOMELESSNESS

I support the city's approach to focus on creating housing first to reduce chronic homelessness and to realign service provision — focusing on outcomes and increasing efficiency and effectiveness. As the economy improves, we must restore funding to pre-recession levels.

4. CAMPAIGN CONTRIBUTIONS

$250

5. SMOKING BAN

I have been firm in protecting the health and dignity of residents in multi-family housing, which protects children with asthma and other respiratory diseases. To protect all renters, I've sponsored laws that designate units as smoking or non-smoking and to disclose the designation to potential new residents in the building.

6. MEDICAL MARIJUANA

No.

7. SUSTAINABILITY

I developed and led the city's goal to become water self-sufficient by 2020 and am working on a plan that achieves it: to reduce costs, increase reliability and minimize our impact on environmental resources. We must revisit our goals for energy sustainability as solar power prices have collapsed. Every new development or substantial remodel must exceed the highest standards for efficiency and local, renewable energy production.

8. HOBBIES

College football, rock climbing, hiking, languages and whatever my daughters enjoy from boogie boarding and baseball to playing Littlest Pet Shop or even painting dad's nails.

9. READING

"Demand" by Adrian Slywotzky

"Judy Moody's Double-Rare, Way-Not-Boring Book of Fun Stuff to Do" by Megan McDonald.

10. REDEVELOPMENT

It is still not clear which funds and projects will continue to be in the city's control, but the outlook is very dire. I'll prioritize the projects based on my values to protect subsidized senior housing, support affordable housing production, joint-use facilities with the schools, and high quality public space, including traffic circulation and integration with the Expo Line. To finance this, we'll have to be creative through public-private partnerships, open space and public safety bonds, and delay or reduce some commitments.

11. MONEY FOR SCHOOLS

Absolutely a good deal. It opens access to athletic fields for all residents and increased standards for our facilities for all ages. It has inspired a collaborative relationship that has streamlined services, reduced youth violence, enabled families to be healthier.

12. FERRIS WHEEL GUESTS

Bill Clinton, Frederick Douglass, my dad and we'd discuss social justice.

13. SANTA MONICA AIRPORT

I support dramatically curtailing the airport's impact on its neighbors, decreasing its pollution and noise and increasing its safety standards. I have a record of solving environmental problems in California and believe that, as we approach 2015, the date when our lease with the Federal Aviation Administration (FAA) expires, we must address the needs of the community, engage in talks with the FAA, prepare a litigation strategy and seek enhanced authority to act.

14. COMMUNITY BENEFITS

We are using too many development agreements, which is forcing every project into a contentious public negotiation process. I support using development agreements less often and getting our long-term plans and zoning ordinance completed urgently. The standard for community benefit should be clear: a commitment to any of a list of capital investments valued by our residents that exceeds what is required by the zoning for that project. Thus, affordable housing, for example, would only qualify to the extent that the number and quality of units exceeded what is required by code.

15. OVERDEVELOPMENT

Overdevelopment is when public and private investment produces worse outcomes than beforehand. I was a leader in the development of the Land Use and Circulation Element. I've directly negotiated reductions in development agreements. I've voted to increase setbacks from property lines and decrease heights. I've put forward a vision that is pedestrian friendly and protects our residential neighborhood integrity.

16. PENSION COSTS

We've renegotiated contracts for every city union in collaboration with our employees. We've pre-paid our obligations to our pension funds, significantly reducing long-term costs. We moved to a biannual budgeting process to secure pensions and reduce staff time to draft budgets.

17. TRAFFIC SHORTCUTS

1) Try not to.

2) Try a bike.

3) Try a Big Blue Bus and an iPod or book.

4) Root for the Expo Line and vote for county Measure J, which will hasten transit.

18. AFFORDABLE HOUSING

The city must continue taking the lead to create and protect affordable housing as we still have a severe crisis in housing affordability and a serious job-to-housing imbalance.

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SMITH
FROM PAGE 3

and coming up with real solutions that benefit people. As a council member, I hope to be a voice of reason and common sense — a non-politician who will never let developer dollars get in the way of finding real solutions that help the most people.

2. CITY'S STRENGTHS/WEAKNESSES

Our city's three major strengths are the engaged and informed people who live here, the natural beauty we are blessed with and our progressive spirit. Our biggest weaknesses are certain council members who approve development projects that don't benefit the people who live here, their lack of vision as to how all this growth is affecting our city and their disconnect from the problems this growth is creating. We can bolster our strengths by actively seeking input from the public early on in deciding the future of individual projects.

3. HOMELESSNESS

The biggest question is how to alleviate the problem without making it worse. The city tends to focus on the most chronically homeless, by giving them food and a place to sleep. But that may also be a strategy that encourages the homeless to stay here. I think we should also focus on connecting the recently homeless to any family support they may have. We should also make it harder for the homeless with substance abuse problems to buy the alcohol and drugs that make them unable to lead productive lives. We should push the federal government to treat more homeless vets and educate residents and tourists not to give the homeless money (which often only serves to fuel their addictions). We must be compassionate, but firm. Enforce laws. Punish repeat offenders. Try pilot programs. Expand the ones that work and end the ones that don't. More money alone won't solve this problem.

4. CAMPAIGN CONTRIBUTIONS

I was against it. I also think council members should recuse themselves from voting on a project when they take money from the developer who wants to build it.

5. SMOKING BAN

I support laws that enhance public safety. Do I think this law is a priority above our more pressing problems? No. Do I think it would cost millions to actually enforce? Yes. Do I think someone with a child who has asthma has the right to know if the person next door is a chain smoker? Yes. Do I think reasonable people should smoke outside? You bet.

6. MEDICAL MARIJUANA

I think medical marijuana is already readily available to anyone who truly needs it. We'd have to look carefully at the impact dispensaries would have in Santa Monica.

7. SUSTAINABILITY

I'd start by supporting an ordinance that requires developers to include solar readiness in every medium-to-large project they want to build, to reduce power consumption over the long-term.

8. HOBBIES

Cycling, golf, tennis, guitar, writing.

9. READING

"President Kennedy: Profile of Power," by Richard Reeves.

10. REDEVELOPMENT

I would seek private partners to fund a Civic Center revitalization, which could draw any number of medium-sized entertainment components. A big portion of the $385 million school bond should go to Samohi. A great city park need not cost a great amount of money. People desire open space, not expensive accessories.

11. MONEY FOR SCHOOLS

I favor any win-win solution for students and the city. Good schools are a priority for Santa Monica.

12. FERRIS WHEEL GUESTS

I would talk principles and character with Abraham Lincoln. I'd love to hear President Clinton tell me anything he wanted. But then I would politely ask them to step off so I could spend just 15 more minutes with my dad, who died when I was 11. He's the greatest man I ever knew.

13. SANTA MONICA AIRPORT

I respect its historical significance, but everyone in our city deserves health and safety wherever they live. There are too many jets and planes using the airport, they pay too little for the privilege. The airport serves only a fraction of the people who live here, and the city currently subsidizes its operations. It must close or become a limited-use airport. I will vigorously oppose any attempts by developer-friendly forces on the council to build another Playa Vista at the site.

14. COMMUNITY BENEFITS

The council should have complete control. They should also exercise it. Development agreement, which is an innocuous term for "exceptions to the rules," should be the exception, not the rule. The entire project should benefit the community. A developer should pay the full cost of any traffic impact a project will have. A project should have apartments that people who work here, such as firefighters and teachers, can actually afford; include more open space; conform to existing zoning laws.

15. OVERDEVELOPMENT

When projects are being built and they don't benefit anyone but the developer. I would insist that developers adhere to zoning laws. I would build into their contract the full cost of mitigating every traffic impact of their project. I would only allow developments that the city really needs.

16. PENSION COSTS

Let's stop adding more developments that require more services. Why have we added so many public employees and employed so many outside consultants, when our population is just a few thousand more than it was 30 years ago? I value the contributions of our public employees, but in the interest of fiscal responsibility, their pensions must reflect the city's overall ability to afford them.

17. TRAFFIC SHORTCUTS

Slowly. I avoid driving Wilshire or Santa Monica boulevards and avoid certain areas at certain times. It all comes down to local knowledge, doesn't it?

18. AFFORDABLE HOUSING

I think we should require any housing development to have a much higher percentage of truly affordable housing. People who work here, especially those who protect our city and educate our children, should be able to live here.

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WINTERER

FROM PAGE 3

Santa Monica's three major strengths are its geography, meaning the ocean breezes, light, and views we all enjoy; its diverse and resilient economy; and its involved and passionate citizens. Its weaknesses are traffic caused by too much commercial development; a focus on revenue generation without sufficient regard for quality of life issues; and an inability to tame the forces of gentrification which threaten our socioeconomic diversity. To protect our future we must recognize that as the national economy improves so too will our municipal revenues, so we must be skeptical of short-term fixes which threaten our beach town character, quality of life and the homes of our residents.

3. HOMELESSNESS

The annual homeless count shows a decrease in those living on our streets even during the worst economy most of us have ever seen. Much of this decrease is due to a housing-first policy: studies have shown that supportive housing to help the less fortunate costs taxpayers much less than providing emergency services to those without a permanent home. We should continue funding services for the homeless but need to insist that neighboring communities do their fair share.

4. CAMPAIGN CONTRIBUTIONS

No answer provided.

5. SMOKING BAN

I favor reducing and eventually eliminating smoking in multi-family housing but not in a manner that puts existing tenancies at risk.

6. MEDICAL MARIJUANA

No answer provided.

7. SUSTAINABILITY

Conservation, better infiltration of runoff into our aquifers and increased usage of recycled water should allow Santa Monica to be 100 percent dependent on its own local water sources by 2020. Energy is another matter that requires greater creativity and focus: every city-owned building should have solar panels on its roof; we should require solar generation on all new multi-family and commercial projects; single family homeowners should be given the option to finance solar electric and thermal projects via their city water bills; any land we can reclaim from aviation use in 2015 should be used for solar energy generation; and our green building standards should be enhanced to require even greater energy efficiencies.

8. HOBBIES

Alpine and telemark skiing, camping, Sunday soccer with Chui Tsang, Graham Wong and the community soccer gang, and hanging with my kids, especially at our beaches and parks.

9. READING

"The Amazing Adventures of Kavalier and Clay" by Michael Chabon.

10. REDEVELOPMENT

The Palisades Garden Walk and Town Square in front of City Hall are under construction and should be completed. And a new fire station Downtown should be a priority. We should seek grants to finance others projects such as the Colorado Esplanade, Samohi joint use, and the Civic Center and, to the extent additional monies are required, seek voter approval for a general obligation bond to fund them.

11. MONEY FOR SCHOOLS

It's a great deal for the city given that land and capital costs of providing these facilities in another manner would be significant. For instance, I am an AYSO coach and referee and we use district fields. There aren't enough city fields to meet the demand for youth and adult sports so access to SMMUSD facilities is critical.

12. FERRIS WHEEL GUESTS

Sen. John P. Jones, often considered the founder of Santa Monica, to hear what he thought about the changes of the last 100 years. Dorothy Parker, for her take on current society (what would she think about reality TV, for instance?) and because I always enjoy a good laugh. Albert Einstein, since he'd be intrigued by a wheel powered by the sun. And I could tell him the existence of the Higgs boson has likely been confirmed and then he could explain to me what that meant.

13. SANTA MONICA AIRPORT

Taxpayers shouldn't have to subsidize an operation with such adverse effects on our community. The four council members we elect in 2012 will be in office when the FAA agreement expires on July 1, 2015 and will have the choice either a) to preserve the status quo at SMO; or b) to severely restrict operations or close the airport. I support our Airport Commission's recent recommendations to use our proprietary powers to reduce flight operations in the short-term. In 2015 we should eliminate the flight schools that generate 60 percent of flights and remove the 1949 quitclaim parcel from aviation use, thereby eliminating 2,000 feet of the current 5,000-foot runway. And thereafter seek to close SMO.

14. COMMUNITY BENEFITS

Community benefits are cash, material or operational contributions from a development that exceed those required by code. The city should, per the Land Use and Circulation Element (LUCE), require community benefits from any new Tier 2 or Tier 3 building (basically, anything over 32 feet high). We're updating our Zoning Ordinance to reflect the LUCE and anticipate that Tier 2 projects will have a menu and points system for providing community benefits, with the potential to include benefits not anticipated by the LUCE. These will be approved by a discretionary permit at the Planning Commission. Tier 3 projects will continue to be authorized by the City Council via development agreements based on input from the Planning Commission. What's critical in both these scenarios is that projects provide significant and enduring benefits based on the value added by allowing extra height and floor area.

15. OVERDEVELOPMENT

Overdevelopment occurs when the character of our town and our quality of life are impacted. To prevent overdevelopment, I would first have the will to reject proposals for projects that don't work for our community; I believe I've proven during my tenure on the Planning Commission that I'm not hesitant to do so. And new development that is approved should be appropriately scaled, provide good jobs and housing for all incomes, and enhance our quality of life. Most importantly, traffic should be used as a metric for gauging the impacts of development: the no-net-trips policy in our LUCE should be a hard and fast rule rather than a soft policy goal, so that we make sure circulation improvements more than offset the new car trips from projects.

SEE **QUESTIONS** PAGE 9

HEARINGS
FROM PAGE 1

All seemed to cooperate with their attorneys in a specially designed high-tech courtroom that allows the government to muffle sounds so spectators behind a glass wall cannot hear classified information.

The orderly scene was in stark contrast to their arraignment in May on charges that include terrorism and murder. At that session, one prisoner was briefly restrained for acting out, Binalshibh launched into an incoherent rant, the men generally ignored the judge and refused to use the court translation system, and two stood up to pray at one point.

Harrington told the court that the defendants may want to boycott future court sessions because they don't recognize the U.S. government's authority, or because their transportation from their high-security cells may remind them of the harsh treatment they endured when confined in the CIA's overseas network of secret prisons before they came to Guantanamo in September 2006.

Prosecutors want the men to be required to attend court sessions. Army Col. James Pohl ruled that Mohammed and his codefendants could not attend hearings that were scheduled to run through the end of this week. He said he may require them to attend future pretrial sessions and said they would have to be present for their trial, likely to begin more than a year from now.

The focus of the week's hearings include broad security rules for the prisoners, including measures to prevent the accused from publicly revealing what happened to them in the CIA prisons.

Prosecutors have asked the judge to approve what is known as a protective order intended to prevent the release of classified information during trial.

Lawyers for the defendants say the rules, as proposed, will hobble their defense. The American Civil Liberties Union, which has filed a separate challenge, says the restrictions are overly broad and would improperly keep the public from hearing the men speak about their captivity.

"What we are challenging is the censorship of the defendant's testimony based on their personal knowledge of the government's torture and detention of them," said Hina Shamsi, an ACLU attorney.

The order, which is also being challenged by a coalition of media organizations that includes The Associated Press, is overly broad because it would "classify the defendants own knowledge, thoughts and experience," Shamsi said in an interview.

Protective orders are standard in civilian and military trials to set rules for handling evidence. Military prosecutors argue in court papers that the Sept. 11 trial requires additional security because the defendants have personal knowledge of classified information such as interrogation techniques and knowledge about which other countries provided assistance in their capture.

Army Brig. Gen. Mark Martins, the chief prosecutor for the military commissions, said Sunday the security precautions are necessary to prevent the release information that could harm U.S. intelligence operations or personnel around the world, and not to prevent embarrassing the government or to cover-up wrongdoing.

"Our government's sources and methods are not an open book," Martins said.

The U.S. government has acknowledged that before the defendants were taken to Guantanamo in September 2006 they were subjected to "enhanced interrogation techniques" such as the simulated drowning method known as waterboarding.

Defense attorneys say the treatment will be used to form the basis of their defense, but the proposed order limits their ability to make that case in court and in public advocacy on behalf of their clients.

"It's a way in which the government can hide what it did to these men during the period of detention by the CIA," said Army Capt. Jason Wright, a Pentagon-appointed attorney for Mohammed. "I think we need to bring the truth to the light of day on these issues."

The judge's approval of the protective order, which may not happen this week, must occur before the Sept. 11 case can move forward. Defense lawyers cannot begin to review classified evidence against their clients until it is in place.

The Sept. 11 victims' family members attending the hearings in Guantanamo are chosen by lottery. Other families and the public were invited to view the proceedings from closed-circuit video in New York, New Jersey, Massachusetts and Maryland. Just seven families attended the first day of the hearings at a U.S. military base in Brooklyn.

Mohammed and his four co-defendants are being prosecuted in a special military tribunal for wartime offenses known as a military commission. They were arraigned May 5 on charges that include terrorism, conspiracy and 2,976 counts of murder in violation of the law of war, one count for each known victim of the Sept. 11 attacks at the time the charges were filed. They could get the death penalty if convicted.

Mohammed, a Pakistani citizen who grew up in Kuwait and attended college in North Carolina, has told military officials that he planned the Sept. 11 attacks "from A to Z" and was involved in about 30 other terrorist plots. He has said, among other things, that he personally beheaded Wall Street Journal reporter Daniel Pearl. In addition to Binalshibh, the other defendants are Walid bin Attash; Mustafa Ahmad al-Hawsawi; and Ali Abd al-Aziz Ali.

QUESTIONS
FROM PAGE 8

16. PENSION COSTS

No answer provided.

17. TRAFFIC SHORTCUTS

No answer provided.

18. AFFORDABLE HOUSING

We are required by our own municipal law, approved by voters at the ballot box, to make sure 30 percent of all housing production is affordable. Therefore City Hall should take whatever steps are necessary to comply with this law.

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GOLAY
FROM PAGE 1

Court, said Deputy Attorney General David Madeo.

In a 17-page opinion authored by Judge J. Kennard, the court explained that it only needed to look at the constitutional question if the error had played some role in convicting Golay of the murders.

The judges chose not to rule on that issue because "the evidence of Golay's guilt was overwhelming."

Golay, a former landlord in Santa Monica, and her co-defendant Olga Rutterschmidt were originally found guilty of the 1999 and 2005 murders of Paul Vados and Kenneth McDavid in 2008.

According to court documents, the pair befriended the two men and convinced them to take out life insurance policies that listed Golay and Rutterschmidt as beneficiaries.

Then, the women drugged Vados and McDavid and ran them over with a vehicle, killing them.

Golay received $1.5 million and Rutterschmidt got $674,571 off of the 13 insurance policies that they managed to collect.

The pair were in their mid-70s at the time.

During the course of the first appeal, Joseph Muto, a lab supervisor, took the stand and testified to analyses conducted by his employees that showed alcohol and sedatives in McDavid's blood.

Diamond objected, saying that the Sixth Amendment gave Golay the right to face her accuser — in this case, any of four lab technicians connected with the test — directly.

Rutterschmidt's attorney did not object, and Rutterschmidt lost the right to appeal on that point.

The objection and subsequent arguments before the state Supreme Court opened up a Pandora's box of questions.

The U.S. Supreme Court decided in the 2009 case Melendez-Diaz vs. Massachusetts that forensic evidence could be manipulated, and wasn't the inviolate scientific evidence that crime labs represent it to be.

Although an honest analyst wouldn't alter his or her testimony when forced to confront a defendent, "the same cannot be said of the fraudulent analyst," wrote Justice Antonin Scalia in an opinion.

A subsequent decision in Bullcoming vs. New Mexico held that an analyst who did not personally handle or observe the test couldn't testify in court unless the defendant had an opportunity to confront them.

The last case, Williams vs. Illinois, was decided only after the California Supreme Court took up Golay's appeal.

Four Supreme Court justices held that the testimony of a forensic biologist did not violate the Sixth Amendment. Justice Stephen Breyer agreed, but on different grounds and wrote his own analysis.

The four remaining justices disagreed.

"That just confused everyone," Madeo said.

Although pleased with the outcome of the Golay case, Madeo had hoped that the California Supreme Court would rule on the merits of all three cases dealing with the details of the Sixth Amendment to give more clarity for lower courts.

As it stood, the court denied that defendants in the other two — People vs. Dungo and People vs. Lopez — had their rights vio-

SEE COURT PAGE 12



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COURT
FROM PAGE 10

lated when people other than analysts that conducted certain procedures testified at their trials.

"It's a really hard issue," Madeo said. "There are legitimate, good arguments on both sides, depending on the case."

Diamond was also disappointed that the court ignored the basis of his appeal and the alternative theory he put forward regarding his client's participation in the deaths of Vados and McDavid.

That account is not present in the opinion released Monday, which he described as bizarre given that the judges ruled entirely on the evidence that convicted Golay.

"You could say we don't need to reach the constitutional legal issue because it wouldn't have made any difference factually," Diamond said. "You have to have the facts brought out by the defense and then say 'We don't believe it.'"

For all anyone knows, Muto's testimony may have violated Golay's rights, but the court's treatment of the case made that impossible to determine, Diamond said.

He will go back to his client to see if she wants to fight for a rehearing, something Madeo thinks a court is unlikely to grant.

"I have never seen one," he said.

ashley@smdp.com

ELECTION
FROM PAGE 1

some states, Obama retains an edge in the hunt for the 270 electoral votes needed to take the White House. The president also has far more ways than Romney to reach that magic number.

But that's not enough to calm nervous Democrats, even as they revel in Vice President Joe Biden's pull-no-punches turn on the debate stage Thursday night against GOP vice presidential nominee Paul Ryan. They are looking for an equally aggressive Obama to show up for the prime-time town-hall style debate in Hempstead, N.Y.

"The race is tightening," said Mo Elleithee, a Democratic campaign strategist and former aide to Hillary Rodham Clinton during her primary campaign against Obama in 2008. "It will be very, very close." But, he added, "The president will win re-election."

Steve Schmidt, the chief Republican strategist four years ago for GOP nominee John McCain, acknowledged Obama's edge but said it could be erased if the president comes off as defensive or dismissive in the second debate as he did in the first. "If he has another debate performance anywhere near that vicinity, it's going to go south for him," Schmidt said.

Last week's feisty confrontation between Biden and Ryan set the stage for Tuesday's presidential debate and gave Republicans an opening to intensify their criticism about Obama's foreign policy. Romney has jumped on Biden's assertion that "we weren't told" of an official request for more security at a consulate in Libya that was attacked by terrorists who killed the U.S. ambassador and three other Americans. The White House spent the bulk of Friday trying to explain what Biden meant.

Expect that issue to come up Tuesday.

As the debate looms large as one of the final opportunities to affect the trajectory of the race, both campaigns are working feverishly in the nine most competitive states — Colorado, Florida, Iowa, Nevada, New Hampshire, North Carolina, Ohio, Virginia and Wisconsin — to get their core supporters to vote early and persuade undecided voters to back their candidate.

TV ads are a near constant presence, mailboxes are filled with campaign brochures and door-step visits by volunteers are picking up. Obama, Romney, their running mates, families and high-profile Democrats and Republicans are near constant presences in those states, working to tip the balance in a tight race where any factor could make a difference.

Romney's biggest challenge remains Ohio, where polls show Obama with a consistent, slight lead.

Without Ohio's 18 electoral votes, Romney would have to win nearly all the other contested states, most of which are either too close to project a winner or are leaning Obama's way, some solidly.

Given the stakes, Romney spent the past week bearing down on Ohio, campaigning there four of five days last week and boosting his television advertising, according to ad-spending reports provided to The Associated Press. Both Romney and Ryan scheduled events in the state Saturday.

Ohio is proving to be tricky for Romney. The state has an unemployment rate lower than the national average and a revived energy sector built on natural gas. Also, Obama's auto industry bailout is popular.

Plus, the president has kept his eye squarely on the state even as polls showed him in strong position. He has visited twice this month, and plans to return in the coming week. Obama also has kept pace with Romney's Ohio ad spending.

Elsewhere, polls show the race a dead heat in Florida, the biggest prize up for grabs with 29 electoral votes, and Virginia, where Romney has posted gains over the past week. In North Carolina, polls also show the race close, although Obama has trimmed his advertising in recent weeks. Surveys show Obama leading in Colorado, Wisconsin and Iowa, and very narrowly in Nevada.

In the aftermath of Romney's debate performance, Republicans have grown more enthusiastic, which is a critical development in the homestretch. A Pew Research Center poll last week found energy levels even for the first time, with 68 percent of registered voters who say they back Obama strongly supporting him and 67 percent of Romney voters strongly behind him.

A Washington Post-ABC News poll on voters favorability toward the candidates conducted after the first debate showed Romney viewed as "strongly favorable" by 62 percent of Republicans, his highest level in that poll.

Republicans are working to harness that enthusiasm to counter Obama's tested early-voting program, which in 2008 made the difference when Obama carried Colorado, Florida, Iowa and North Carolina.

No votes will be counted until Nov. 6.

But early reports from North Carolina and Florida encourage GOP workers.

Among the 29,400 voters who have cast absentee ballots in North Carolina, 54 percent are registered Republicans and 28 percent are Democrats, according to the United States Elections Project at George Mason University. Democrats have a big lead in Iowa in terms of early ballots cast by party registration.

Obama's voter registration push has resulted in more Democrats than Republicans on the voter rolls in most of the tightest states, including Florida and Nevada, according to data from state election boards. Even so, Republicans have narrowed the Democratic voter advantage since 2008 in many of the battlegrounds, including Iowa.





Teachers make money selling materials online

DONNA GORDON BLANKINSHIP
Associated Press

SEATTLE Kristine Nannini spent her summer creating wall charts and student data sheets for her fifth grade class — and making $24,000 online by selling those same materials to other teachers.

Teachers like Nannini are making extra money providing materials to their cash-strapped and time-limited colleagues on curriculum sharing sites like teacherspayteachers.com, providing an alternative to more traditional — and generally more expensive — school supply stores. Many districts, teachers and parents say these sites are saving teachers time and money, and giving educators a quick way to make extra income.

There is a lot of money to potentially be made. Deanna Jump, a first-grade teacher at Central Fellowship Christian Academy in Macon, Ga., is teacherspayteachers.com's top seller, earning about $1 million in sales over the past two years. She believes the site has been successful because educators are looking for new ways to engage their students, and the materials are relatively inexpensive and move beyond textbooks

"I want kids to be so excited about what they're learning that they can't wait to tell mom and dad," she says.

Dozens of Internet forums have been created to help teachers distribute their material and pick up ideas from other educators. Teacherspayteachers.com is one of the biggest. It was started by a former teacher in New York in 2006 and quickly grew. Others followed, like the sharemylesson.com run by the American Federation of Teachers, the nation's second largest teachers union, where free curriculum ideas and materials are offered.

While most characterize these sites as an inexpensive way for teachers to supplement textbook materials, some teachers may get pushback from administrators for their entrepreneurial efforts.

Seattle Public Schools' recently revised its ethics policy, with the new policy prohibiting teachers from selling anything they developed on district time, said district spokeswoman Teresa Wippel.

"Anything created on their own time could also cross a gray line, depending on the item and how closely tied it is to classroom work," she said.

Teacherspayteachers.com currently has about 300,000 items for sale plus more than 50,000 free items.

All told, more than 1 million teachers have bought or sold items on teacherspayteachers.com since it began. Teachers had $5 million in sales during August and September, said site founder Paul Edelman. After paying the site fees, teachers have collectively earned more than $14 million on the site since it was founded.

At all of the websites, the quality varies. Jump said she learned over the years that her colleagues — and their students — are only interested in professional-looking materials that offer the kind of information and instruction they need. Teachers are able to rate items offered for purchase or distribution.

Teachers often spend their own money on classroom supplies, despite receiving a few hundred dollars a year for that purpose from their districts. Increasingly, teachers say, they are going to these curriculum sharing sites to look for materials like the ones Nannini and Jump made available because their funds go further than at traditional school supply stores.

"I guess I've created something that everyone really needs," said Nannini, a Grand Blanc, Mich., teacher who just started her fourth year in the classroom.

Jump has made a lot of her money selling science curriculum for the early grades, helping her colleagues teach 7-year-olds about scientific discovery. She has split her earnings between her family, charity and her school, including buying one classroom a smart board.

Stephen Wakefield, spokesman for ASCD, a prominent teacher training organization that has a blog promoting ways for teachers to get help online, said no national organizations approve or rate the multitude of online curricula available to teachers. However many offer lists of places for teachers to explore, he said.

Kathy Smith, a Seattle parent with two daughters in public school, says she knows teachers get materials from a variety of sources and she trusts them to make good decisions about what they choose to share with their students.

"I've got a lot of faith in teachers," she said. "I don't see any problem using computer sites for supplementation at all."

Becky Smith, a special education teacher from rural Alabama, says everything she has gotten off teacherspayteachers.com has been free. Smith says the website saves her driving time and cash, because she can buy only what she needs — not a $20 workbook filled with a variety of things.

She also likes the idea of supporting other teachers, not corporations.

"I was on there for hours just looking for things before school started," she said.



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U.S. retail sales jumped 1.1 percent in September

MARTIN CRUTSINGER
AP Economics Writer

WASHINGTON Americans stepped up their spending at retail businesses in September, reflecting higher consumer confidence. The increase was driven by another strong month of auto sales and the release of the iPhone5.

Retail sales rose 1.1 percent last month to a seasonally adjusted $412.9 billion, the Commerce Department said Monday. That followed a 1.2 percent increase in August, which was revised slightly higher. Both were the largest gains since October 2010.

Sales rose last month in most major categories. Electronics and appliances surged 4.5 percent, in part because of iPhone sales. Sales at auto dealers increased 1.3 percent. Building materials and garden supplies, furniture and clothing sales all gained, too.

The retail sales report is the government's first monthly look at consumer spending, which drives nearly 70 percent of economic activity. The report follows a jump in consumer confidence, a steep drop in the unemployment rate and a modest housing recovery that is helping lift home prices.

Economists said the gains in retail spending could help drive stronger growth in the second half of the year.

"We expect growth to accelerate in the final quarter of the year and are supported in this view by the strong showing in retail sales," said James Marple, senior economist at TD Economics.

Still, Marple and other economists cautioned that consumer spending could slow next year if Congress fails to reach a budget deal to avert sharp tax increases and spending cuts.

And some economists noted that the September jump in retail spending was driven by iPhone sales. The gain may be reversed in coming months.

"This shouldn't be considered the start of a consumer revival," said Paul Dales, senior U.S. economist at Capital Economics.

Part of the increase was driven by higher prices. Gas station sales also rose 2.5 percent. And food sales increased 1.2 percent. The recent drought may have driven some food prices higher, economists noted.

Still, excluding autos and gas, sales were up a solid 0.9 percent in September.

Until recently, high unemployment and weak pay increases have kept consumers from spending more freely this year. That has held back growth. The economy grew at a weak 1.3 percent rate in the April-June quarter.

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Stocks higher after retail sales improve

JOSHUA FREED
AP Business Writer

Stocks rose on Monday after a strong gain in retail spending suggested that consumers could be getting more confident about the economy. Bank stocks rose broadly after Citigroup delivered a strong earnings report.

The Dow Jones industrial average was up 87 points at 13,415 in afternoon trading. The Standard & Poor's 500 index was up nine points at 1,437. The Nasdaq composite index rose 14 points to 3,058.

Companies that rely on consumer spending, like Lowe's, TJX Cos. and Yum Brands, rose after the government reported that retail sales rose 1.1 percent in the U.S. last month. The Commerce Department also revised August growth up to 1.2 percent, marking the two largest gains since October 2010.

Sales rose in most major categories. Electronics and appliances jumped 4.5 percent with help from the new iPhone. Sales at auto dealers increased 1.3 percent. Building materials and garden supplies, furniture and clothing sales all gained, too.

"The retail sales numbers tell us that the economy in general, and consumer spending in particular, probably did better than most expected in the third quarter," said Hugh Johnson, chairman and chief investment officer of Johnson Illington Advisors.

Citigroup rose $1.75, or 5 percent, to $36.50 after beating beat Wall Street earnings estimates.

Most other financial stocks followed Citi higher. Bank of America rose 2.6 percent, and JPMorgan Chase rose 1.5 percent. However, Wells Fargo continued to struggle after reporting a record profit on Friday. Analysts warned it might have trouble making money on interest payments for loans. Its stock fell 1.3 percent on Monday, after dropping on Friday, too.

Economic figures from China helped support markets in Europe at the start of a week that could offer greater clarity on the economic fates of Greece and Spain.

China's inflation rate fell to 1.9 percent in September from 2 percent the month before, reinforcing investor hopes for more stimulus in the world's second-largest economy.

Good news for two major drugmakers boosted pharmaceutical stocks and pushed the whole health sector to the biggest gains among 10 industry groups in the S&P 500.

Eli Lilly said a potential stomach cancer treatment met goals for improved patient survival. It hasn't yet submitted the drug, ramucirumab, for government approval.

And Abbott Laboratories said an experimental drug regimen cured 99 percent of patients with hepatitis C. Patients in the trial had genotype 1 hepatitis C, the most common type in the Western world, and the hardest to treat.

Eli Lilly rose $2.01, or 4 percent, to $52.46. Abbott rose $2.65, or 3.8 percent, to $71.91. Other drugmakers also rose. Pfizer, Johnson & Johnson, and Merck were each up more than 1 percent and Bristol-Myers Squibb rose 2.6 percent.

Telecommunications stocks were the only declining industry among the 10 in the S&P 500.

Travel deals website operator Travelzoo Inc. fell again after warning on Friday that its poorly-performing hotel search business will hurt third-quarter results.

White House mulls how to strike over Libya attack

KIMBERLY DOZIER
RUKMINI CALLIMACHI
Associated Press

WASHINGTON The White House has put special operations strike forces on standby and moved drones into the skies above Africa, ready to strike militant targets from Libya to Mali — if investigators can find the al-Qaida-linked group responsible for the death of the U.S. ambassador and three other Americans in Libya.

But officials say the administration, with weeks until the presidential election, is weighing whether the short-term payoff of exacting retribution on al-Qaida is worth the risk that such strikes could elevate the group's profile in the region, alienate governments the U.S. needs to fight it in the future and do little to slow the growing terror threat in North Africa.

Details on the administration's position and on its search for a possible target were provided by three current and one former administration official, as well as an analyst who was approached by the White House for help. All four spoke on condition of anonymity because they were not authorized to discuss the high-level debates publicly.

The dilemma shows the tension of the White House's need to demonstrate it is responding forcefully to al-Qaida, balanced against its long-term plans to develop relationships and trust with local governments and build a permanent U.S. counterterrorist network in the region.

Vice President Joe Biden pledged in his debate last week with Republican vice presidential nominee Paul Ryan to find those responsible for the Sept. 11 attack on the U.S. Consulate in Benghazi that killed Ambassador Chris Stevens and three others.

"We will find and bring to justice the men who did this," Biden said in response to a question about whether intelligence failures led to lax security around Stevens and the consulate. Referring back to the raid that killed Osama bin Laden last year, Biden said American counterterror policy should be, "if you do harm to America, we will track you to the gates of hell if need be."

The White House declined to comment on the debate over how best to respond to the Benghazi attack.

The attack has become an issue in the U.S. election season, with Republicans accusing the Obama administration of being slow to label the assault an act of terrorism early on, and slow to strike back at those responsible.

"They are aiming for a small pop, a flash in the pan, so as to be able to say, 'Hey, we're doing something about it,'" said retired Air Force Lt. Col. Rudy Attalah, the former Africa counterterrorism director for the Department of Defense under President George W. Bush.

Attalah noted that in 1998, after the embassy bombing in Nairobi, the Clinton administration fired cruise missiles to take out a pharmaceutical factory in Sudan that may have been producing chemical weapons for al-Qaida.

A Washington-based analyst with extensive experience in Africa said that administration officials have approached him asking for help in connecting the dots to Mali, whose northern half fell to al-Qaida-linked rebels this spring. They wanted to know if he could suggest potential targets, which he says he was not able to do.

"The civilian side is looking into doing something, and is running into a lot of pushback from the military side," the analyst said. "The resistance that is coming from the military side is because the military has both worked in the region and trained in the region. So they are more realistic."

Islamists in the region are preparing for a reaction from the U.S.

"If America hits us, I promise you that we will multiply the Sept. 11 attack by 10," said Oumar Ould Hamaha, a spokesman for the Islamists in northern Mali, while denying that his group or al-Qaida fighters based in Mali played a role in the Benghazi attack.

Finding the militants who overwhelmed a small security force at the consulate isn't going to be easy.

The key suspects are members of the Libyan militia group Ansar al-Shariah. The group has denied responsibility, but eyewitnesses saw Ansar fighters at the consulate, and U.S. intelligence intercepted phone calls after the attack from Ansar fighters to leaders of al-Qaida in the Islamic Maghreb, or AQIM, bragging about it. The affiliate's leaders are known to be mostly in northern Mali, where they have seized a territory as large as Texas following a coup in the country's capital.

But U.S. investigators have only loosely linked "one or two names" to the attack, and they lack proof that it was planned ahead of time, or that the local fighters had any help from the larger al-Qaida affiliate, officials say.

If that proof is found, the White House must decide whether to ask Libyan security forces to arrest the suspects with an eye to extraditing them to the U.S. for trial, or to simply target the suspects with U.S. covert action.

U.S. officials say covert action is more likely. The FBI couldn't gain access to the consulate until weeks after the attack, so it is unlikely it will be able to build a strong criminal case. The U.S. is also leery of trusting the arrest and questioning of the suspects to the fledgling Libyan security forces and legal system still building after the overthrow of Moammar Gadhafi in 2011.

The burden of proof for U.S. covert action is far lower, but action by the CIA or special operations forces still requires a body of evidence that shows the suspect either took part in the violence or presents a "continuing and persistent, imminent threat" to U.S. targets, current and former officials said.

"If the people who were targeted were themselves directly complicit in this attack or directly affiliated with a group strongly implicated in the attack, then you can make an argument of imminence of threat," said Robert Grenier, former director of the CIA's Counterterrorism Center.

But if the U.S. acts alone to target them in Africa, " it raises all kinds of sovereignty issues ... and makes people very uncomfortable," said Grenier, who has criticized the CIA's heavy use of drones in Pakistan without that government's support.

Even a strike that happens with permission could prove problematic, especially in Libya or Mali where al-Qaida supporters are currently based. Both countries have fragile, interim governments that could lose popular support if they are seen allowing the U.S. unfettered access to hunt al-Qaida.

The Libyan government is so wary of the U.S. investigation expanding into unilateral action that it refused requests to arm the drones now being flown over Libya.

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SURF REPORT



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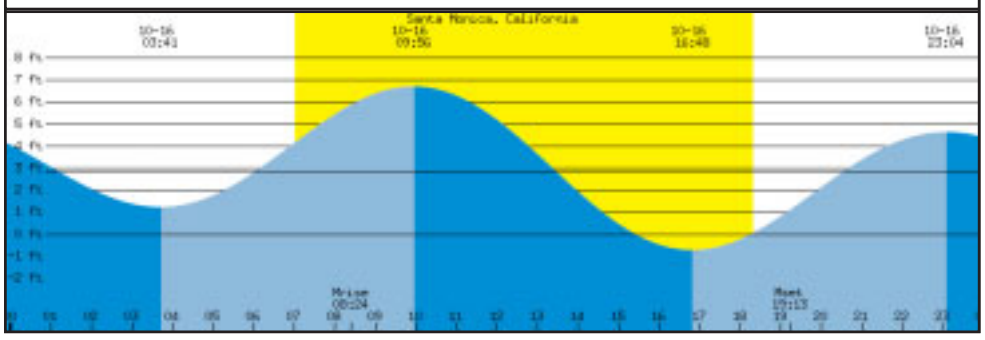
Swell Forecast

Should run waist high most everywhere with occasional pluses at south facing spots.

Long Range Synopsis

Chest high at west facing breaks. South facing breaks are likely to see SSE swell from Paul.

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 10, 2012**

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QUICK STATS (for the last 30 days)

- Number of sewage spills -- 1
- Number of beach closures due to a sewage spill -- 0
- Number of wet days -- 8
- Number of A grades for dry/wet weather -- 38 / ns
- Number of (C,D,F) grades for dry/wet weather -- 0 / ns

The Beach Report Card is made possible by: The Diller – von Furstenberg Family Foundation, Goodbrook Family Foundation, simplehuman, LiquiGUY, SMM

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

LOCATION	DRY	WET
Leo Carrillo Beach, at Arroyo Sequit Creek mouth.	A+	ns
Nicholas Beach at San Nicholas Canyon Creek mouth.	A+	ns
El Pescador State Beach, between Lechuza and Las Alisos creeks.	ns	ns
Encinal Canyon at El Matador State Beach.	A+	ns
Broad Beach at Trancas Creek mouth.	A+	ns
Zuma Beach at Zuma Creek mouth.	A+	ns
Walnut Creek, projection of Wildlife Rd. (private).	A	ns
Paradise Cove Pier at Ramirez Canyon Creek mouth.	A+	ns
Escondido Creek, just east of Escondido State Beach.	A	ns
Latigo Canyon Creek mouth.	A+	ns
Solstice Canyon at Don Blocker County Beach.	A+	ns
Pearce State Beach at creek mouth.	A	ns
Marie Canyon storm drain at Pearce Beach, at 21672 Malibu Rd.	B	ns
Surfrider Beach at Malibu Colony fence.	A+	ns
Surfrider Beach (beach location)- daily.	A+	ns
Malibu Pier - 50 yards east.	B	ns
Carbon Beach at Sweetwater Canyon.	A+	ns
Las Flores State Beach at Las Flores Creek (point zero).	A+	ns
Big Rock Beach at 19648 PCH stairs.	A	ns
Pena Creek at Los Tunas County Beach.	A+	ns
Tuna Canyon.	ns	ns
Topanga State Beach at creek mouth.	A+	ns
Castlerock Storm Drain at Castle Rock Beach.	A	ns
Santa Ynez Storm Drain at Castle Rock Beach.	A+	ns
Will Rogers State Beach at 17200 PCH (1/4 mile east of Sunset drain).	A+	ns
Will Rogers State Beach at Bel Air Bay Club drain near fence.	A	ns
Will Rogers State Beach at Pulga Canyon storm drain.	A+	ns
Will Rogers State Beach at Temescal Canyon drain.	A	ns
Will Rogers State Beach at Santa Monica Canyon drain (Chautauqua).	A	ns
Santa Monica Beach at Montana Ave. drain.	A+	ns
Santa Monica Beach at Wilshire Blvd. drain.	A+	ns
Santa Monica Municipal Pier.	A	ns
Santa Monica Beach at Pico/Kenter storm drain.	A	ns
Santa Monica Beach at Strand St. (in front of the restrooms).	A+	ns
Ocean Park Beach at Ashland Ave. drain.	A+	ns
Venice City Beach, at the Rose Ave. storm drain.	A+	ns
Venice Beach at Brooks Ave. drain.	A+	ns
Venice Beach at Windward Ave. drain.	A+	ns
Venice Fishing Pier - 50 yards south.	A+	ns
Venice Beach- projection of Topsail St.	A+	ns
Marina del Rey, Mothers' Beach- lifeguard tower.	A	ns
Dockweiler State Beach at Ballona Creek mouth.	A	ns
Dockweiler State Beach at Culver Blvd. drain.	A+	ns
North Westchester Storm Drain at Dockweiler State Beach.	A	ns
Dockweiler State Beach at World Way (south of CIWW jetty).	A+	ns
Dockweiler State Beach at Imperial Hwy drain.	A+	ns
Dockweiler Beach- opposite Hyperion Treatment Plant.	A+	ns
Dockweiler State Beach at Grand Ave. drain.	A	ns

LEGEND

DRY -- each location is graded on an A – F scale based on bacterial pollution levels present in the surf zone

WET -- grades for days of recorded rainfall and the following 3 days

ns -- no sample taken

Heal the Bay'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.

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

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When You Hear About a Personal Injury or a Personal Injury Lawsuit, What Does It All Mean?

A personal injury is a type of harm that an individual suffers as a result of someone else's wrongful act or omission (failure to act when they should have). The types of injuries suffered vary depending on the circumstances and can include, among others, broken bones, lost sight, severed limbs, and death. Also, the wrongful injury causing event could be something caused without fault or intentionally. An example of an unintentional harm is when somebody accidentally rear ends the car in front of them because they simply were not paying attention. This is commonly referred to as negligence. Negligence, in a nutshell, means that a person either did something or did not do something, which resulted in someone else getting hurt. The actual legal requirements are a little more complex, but this simplified explanation will work for now.

Regarding personal injuries caused by the intentional or reckless acts of others, intentional acts include rape, assault, battery, and other types of physical and emotional abuse. Examples of reckless conduct that can cause harm to innocent people are drunk driving, discharging a firearm in public or detonating explosives in public places.

Whether we are talking about personal injuries caused by negligent, intentional or reckless acts, the law generally provides that victims of such conduct who suffer harm are entitled to compensation. And in some instances, victims are also eligible to receive punitive or exemplary damages to ensure that the person or business that caused the harm in the first place does not repeat its bad conduct. More about punitive damages in a minute. For now, let us talk about injury compensation.

What can the law do for you if you have suffered personal injuries caused by someone else? In a perfect world, the need to bring a lawsuit to receive compensation for your injuries would not be necessary because the person who caused the harm would apologize and then endeavor to pay for the damage they caused. The current Court system requires, and actually prefers, that those responsible for harming someone else accept responsibility and pay to the victim reasonable compensation. Reasonable compensation includes such things as lost wages, lost future wages if the hurt person can no longer do their job, the payment of past and future medical bills, and the costs of future and ongoing care if the person can no longer care for themselves. There are additional items that constitute reasonable compensation but the list can be infinite because each person and each harm is unique.

Regarding punitive damages, the imposition of punitive damages is designed to prevent more people from getting hurt. The prevention aspect of punitive damages is to create a "sting" to the defendant. A proper "sting" is only effective if the defendant feels it financially. Stated differently, generally, punitive damages are determined on an ability to pay basis. So do not be surprised when you hear or read about a jury that made a big punitive damage finding because it likely means that someone got hurt real bad or died, the defendant did something really bad, and the defendant has the financial wherewithal to pay the damages.

As a public service announcement, be leery of the argument and those promoting it that customers pay when there are big punitive damages awards. This is not really accurate because safe business practices actually save money in the short and long terms. And do not forget, we live in a civilized society and quick profits should never trump personal safety and well-being. Pass it on.

Why personal injury or victim compensation lawsuits? A lawsuit is necessary because sometimes those responsible for causing harm do not take responsibility for the harm. The Court case is designed to address issues of fairness. If the bad person caused the harm, the jury is empowered by law to tell that bad person to fix it. The concept is simple and injury victims should not be frowned upon because they were forced to file a lawsuit in the first place. After all, they did not ask to get hurt.

One more thing, if you have been hurt be someone else, or you know of someone who has been hurt by someone else, make sure medical attention is the first thing on everyone's mind. Take care of the injuries first. Worry about lawyers and lawsuits as a last resort and trust that the person or business that caused the harm will fix it. If not, then call a lawyer. To ensure that you receive what the law provides for your situation and injuries, be sure to seek the assistance of a lawyer.

This column was prepared by Legal Grind's Personal Injury Attorneys. They can be reached at 310-452-8160 or referral@legalgrind.com

Disclaimer: this article does not constitute legal advice and does not create an attorney client relationship.

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Info@legalgrind.com

MONDAY
4:00-5:00 pm (1st & 3rd Monday/Month) Criminal Law, DMV & Traffic Law: Felony and Misdemeanor Crimes, with former deputy D.A. Jacob Glucksman

TUESDAY
9:00am-12:00pm Patent, Trademark and Copyright Law with Attorney Marcus Risso. (By appointment only)

4:00pm-5:00pm (1st and 3rd Tuesday of the Month). Civil and Criminal Law with former Deputy District Attorney Hart Levin. Hart has expertise in all criminal and traffic issues, and he also has extensive knowledge in many areas of civil law including business disputes, personal injury, medical malpractice, and wrongful death. (By appointment only)

5:00 - 7:00 pm Wrongful termination, harassment; discrimination; wage and hour ;denial of unemployment benefits; and general counseling on issues in the workplace w/ attorney Nina Baumler. (Call for Appointment) at the 2901 Ocean Park location of the Novel Café.

WEDNESDAY
11:00am-3:00pm Special Education Law (By appointment only. Also available by appointment on Mondays or Fridays from 11:30 am to 3:00 pm) Attorney Alison Arkin has extensive experience working with parfents of special needs children with a wide range of disabilities, and can help them obtain appropriate services from both school districts and regional centers. She has experience with every level of the process including obtaining appropriate assessements, representation at IEP meeting, mediations, settlement negotiations and hearings.

5:00-6:30pm Divorce and Legal Separation; Domestic Partnerships; Child Custody, Support and Visitation; Spousal Support; Prenuptial Agreements & Mediation with Family Law Specialist Attorney Elizabeth Fields at the 2901 Ocean Park location of the Novel Café.

THURSDAY
12:00-2:00pm Immigration and Family Law with Attorney Galorah Keshavarz (By appointment only)
4:00-5:00pm (By appointment only) Chapter 7 and 13 Bankruptcy, Debt Negotiation and Personal Injuries cases with Attorney and Legal Grind founder Jeffrey J. Hughes

FRIDAY
4:00-5:00pm (2nd & 4th Friday/Month) Criminal, DMV & Traffic Law: Felony and Misdemeanor Crimes with Attorney & former Deputy D.A. Jacob Glucksman. By Appointment only

4:00-5:00pm (1st & 3rd Friday/Month) Small business start-ups, Corporations, Contracts, Non-Profit Organizations, Green Law, Employment Law, Green and Sustainable Business Practices with Attorney Becki Kammerling.

SATURDAY
10am-11:30am (1st, 3rd & 5th Saturday/month) Real Estate, Estate Planning, Wills & Living Trusts, Will Contests, Probate, Elder Law Business Litigation, Formation & Dissolution, Contracts, Construction Contracts Family Law including Divorce, Child/Spousal Support, Prenuptial Agreements, Personal Injury, Accidents, Premises and Product Liability, & Legal Malpractice with Attorney Richard Ruman. (By appointment only)

12PM TO 2PM Personal Injury free consultation; Regular consultation on all areas of Estate Planning, Landlord/Tenant rights, Mortgage Litigation, Premises Liability, Construction Accidents, and Products Liability with attorney SandeepAgarwal.

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MOVIE TIMES

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

Call theater for information.

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

Here Comes the Boom (PG) 1hr 45min
1:15pm, 4:05pm, 6:45pm, 9:30pm

Looper (R) 1hr 58min
6:00pm, 9:15pm

Argo (R) 2hrs 00min
1:00pm, 3:55pm, 6:50pm, 9:45pm

Hotel Transylvania (PG) 1hr 31min
1:00pm, 3:30pm

Least Among Saints (R) 1hr 45min
1:55pm, 4:45pm, 7:30pm, 10:00pm

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

Hotel Transylvania 3D (PG) 1hr 31min
1:45pm, 7:00pm

Frankenweenie in Disney Digital 3D (PG) 1hr 27min
11:45am, 2:30pm, 5:10pm, 7:45pm, 10:15pm

Here Comes the Boom (PG) 1hr 45min
11:20am, 2:00pm, 4:40pm, 7:30pm, 10:20pm

Argo (R) 2hrs 00min
11:15am, 1:55pm, 4:45pm, 7:45pm, 10:30pm

Taken 2 (PG-13) 1hr 31min
11:55am, 2:45pm, 5:25pm, 8:00pm, 10:25pm

Perks of Being a Wallflower (PG-13) 1hr 42min
11:30am, 2:20pm, 4:50pm, 7:25pm, 10:20pm

End of Watch (R) 1hr 49min
11:35am, 2:25pm, 5:10pm, 7:55pm, 10:30pm

Hotel Transylvania (PG) 1hr 31min
11:25am, 4:20pm, 9:30pm

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

House I Live In (NR) 1hr 48min
1:20pm, 4:10pm, 7:00pm, 9:55pm

Searching for Sugar Man (PG-13) 1hr 25min
1:10pm, 3:25pm, 5:40pm, 8:00pm, 10:15pm

Just 45 Minutes from Broadway (R) 1hr 48min
1:40pm, 4:20pm, 9:50pm

Master (R) 2hrs 30min
1:00pm, 4:05pm

Opera in Cinema: L'Italiana in Algeri from the Teatro Communale di Bolgona (NR)
7:30pm

Shakespeare's Globe Theatre: All's Well That Ends Well (NR) 2hrs 18min
7:00pm

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

Frankenweenie (PG) 1hr 27min
11:15am, 1:40pm, 4:05pm, 6:40pm, 9:15pm

Looper (R) 1hr 58min
11:25am, 2:15pm, 5:05pm, 7:50pm, 10:45pm

Taken 2 (PG-13) 1hr 31min
11:20am, 1:50pm, 4:30pm, 7:00pm, 9:45pm

Sinister (R) 1hr 50min
11:40am, 2:20pm, 5:00pm, 7:45pm, 10:20pm

Seven Psychopaths (R) 1hr 49min
11:15am, 1:45pm, 4:25pm, 7:00pm, 9:55pm

Pitch Perfect (PG-13) 1hr 52min
11:20am, 2:00pm, 4:50pm, 7:50pm, 10:30pm

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

Treat someone to dinner, Libra

ARIES (March 21-April 19)
★★★★ What could be complicated becomes significantly less so because of a discussion. When you state your feelings, others also are more likely to open up. You could be doing a lot of questioning right now. Tonight: Hook up with a key person.

TAURUS (April 20-May 20)
★★★★ Defer to someone who might be eminently more capable and who has the ability to look at situations quite differently from you. This person's mind is always active. Tonight: The only answer is "yes."

GEMINI (May 21-June 20)
★★★★★ Your patience and ability to gain clarity -- even in the most difficult situations -- opens many doors. Additionally, your optimism helps others sometimes get past their issues. Tonight: Do not push yourself.

CANCER (June 21-July 22)
★★★★★ Your libido energies are high. Remember, it is your choice as to how you direct them. You are far more upbeat than in the past, and this affects a project, a difficult interaction or even a budding relationship. Just avoid not doing anything with this special energy. Tonight: Not to be found.

LEO (July 23-Aug. 22)
★★★★ You are most comfortable in a homey environment. If you are working, you could leave early and bring more work home or, if you can, take the day to work entirely from home. Some of you even might consider starting a home-based business. Express your feelings directly and compassionately. Tonight: Happy at home.

VIRGO (Aug. 23-Sept. 22)
★★★★★ You continue to express your feelings in a way others can relate to. Your willingness to verbalize your emotions is substantially increased. Tonight: Visit with a friend.

LIBRA (Sept. 23-Oct. 22)
★★★★ Become more aware of yourself and what you offer to others. You do not want to pull back, but giving too much has its liabilities. Try to detach from situations that might appear difficult or impossible to resolve. Tonight: Treat someone to dinner.

SCORPIO (Oct. 23-Nov. 21)
★★★★ Beam in what you want, as others are flexible. Someone appreciates your verbal and direct communication. A partner lets you know how much your thoughtfulness and caring means to him or her. Tonight: With a special person.

SAGITTARIUS (Nov. 22-Dec. 21)
★★ Assume a low profile, especially if you do not want to maintain the lead in a key situation. Genuinely try to understand your liabilities, yet know when to accept an offer. Your words blend together with your feelings, both negative and positive. You will have a lot to think about. Tonight: Do for you.

CAPRICORN (Dec. 22-Jan. 19)
★★★★ Meetings are far more important than you might realize. You are in sync with others, and this causes opportunities to knock on your door. You might feel excessive in your emotions and/or your finances. Tonight: Where the fun is.

AQUARIUS (Jan. 20-Feb. 18)
★★★★ Put your best foot forward. Others respond to your efforts and admire your willingness to take the lead and accept responsibility. You might be quite playful and full of fun; however, you will want to suppress that side when dealing with authority figures. Tonight: Split town as soon as you can.

PISCES (Feb. 19-March 20)
★★★★★ You could be pushing the envelope. You also might want to do necessary research and create your own alternatives. Change the time of a meeting or be willing to miss it. Tonight: Listen to a great piece of music.

Happy birthday

This year you could be unusually self-indulgent, and you'll love every moment. A sweet tooth, as well as partying, could be the source of some weight gain. If you are single, you will delight in the "dating game." You even might give thought to playing the field. Know that it will take a very special person to get any commitment from you. If you are attached, add more playful moments into your bond. Curb a need to possess and/or control each other, as these traits could hurt any good bond. SCORPIO draws you out.

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

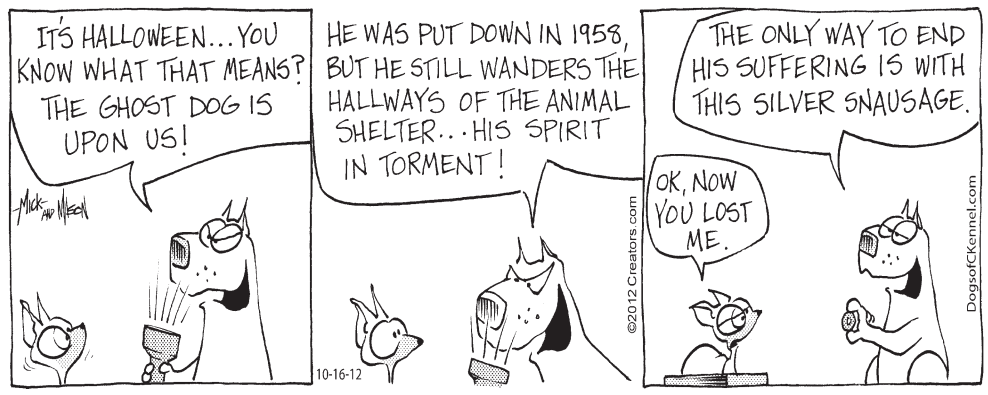
Speed Bump
By Dave Coverly



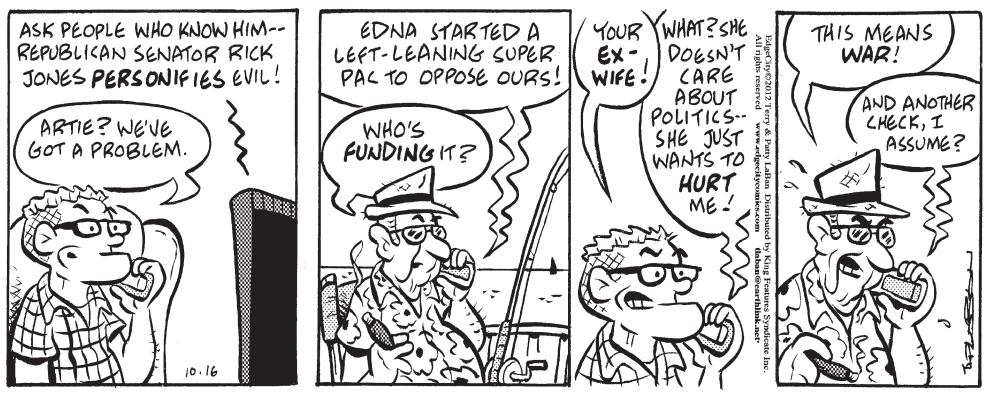
Strange Brew
By John Deering



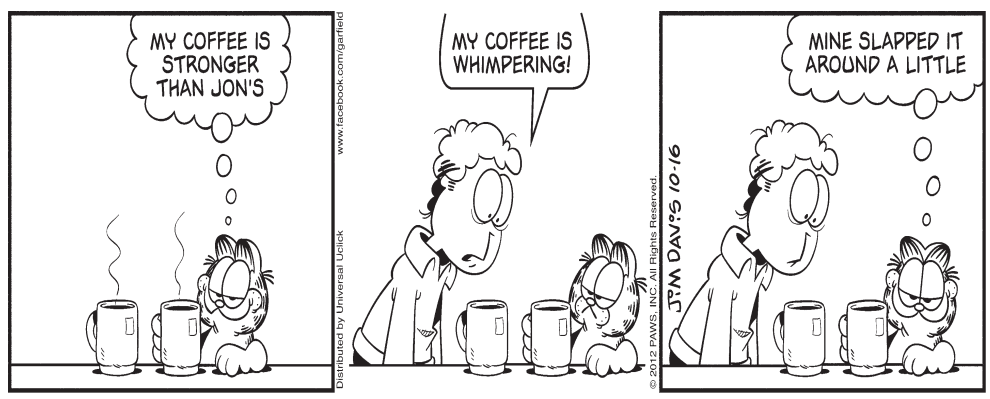
Dogs of C-Kennel
By Mick and Mason Mastroianni



Edge City
By Terry & Patty LaBan



Garfield
By Jim Davis



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



Sudoku

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

Difficulty Level ★★

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

King Features Syndicate

GETTING STARTED

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

SOLUTIONS TO YESTERDAY'S PUZZLE

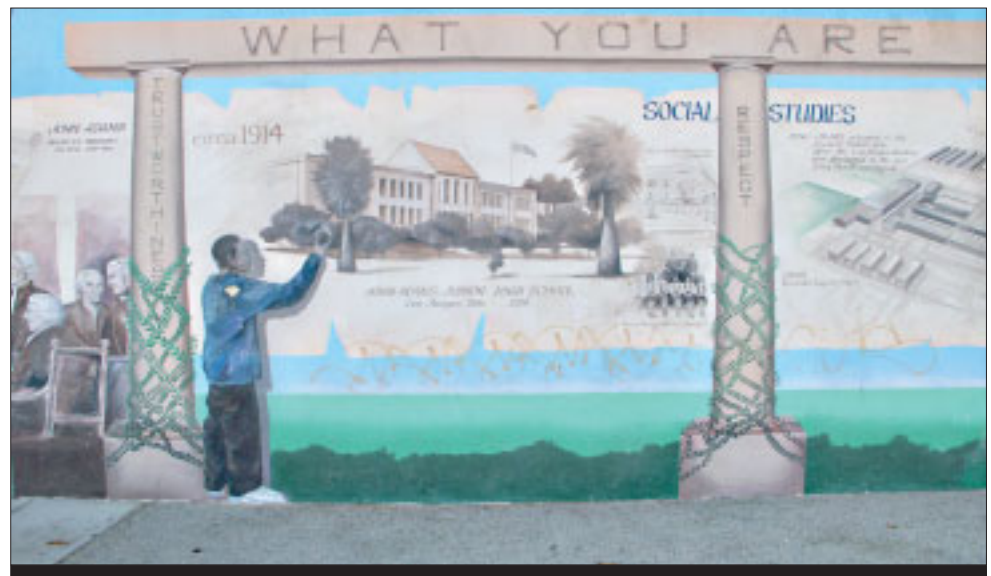
3	1	8	7	4	9	2	6	5
2	5	6	3	1	8	9	4	7
7	9	4	5	6	2	8	1	3
8	6	7	1	9	5	4	3	2
9	2	5	4	3	6	7	8	1
1	4	3	2	8	7	6	5	9
4	7	2	8	5	3	1	9	6
6	3	1	9	2	4	5	7	8
5	8	9	6	7	1	3	2	4

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MYSTERY REVEALED!

Daniel Archuleta *daniela@smdp.com*

Reader Ray Djujich correctly guessed that the Mystery Photo is of a mural on the John Adams Middle School campus. He will receive a prize from the Daily Press for his efforts. Check out the Wednesday edition for another chance to play. Send your mystery photos to *editor@smdp.com*.

CROSSWORD

By THOMAS JOSEPH

ACROSS

1 Swift
6 Purple fruits
11 Cheering loudly
12 Worry
13 Neighborhood convenience
15 Id — (that is)
16 Was inactive
17 Orange seed
18 Stands up to
20 Co. that helps you get online
21 Casual shirt
22 Make brownies
23 Spiked clubs
26 Open-sea catches
27 Homecoming guest
28 Crude shack
29 Lass
30 Sock suspenders
34 Little devil
35 German article
36 Cut off
37 Building block
40 Spanish farewell
41 Short putt
42 Door holder's words
43 Without break

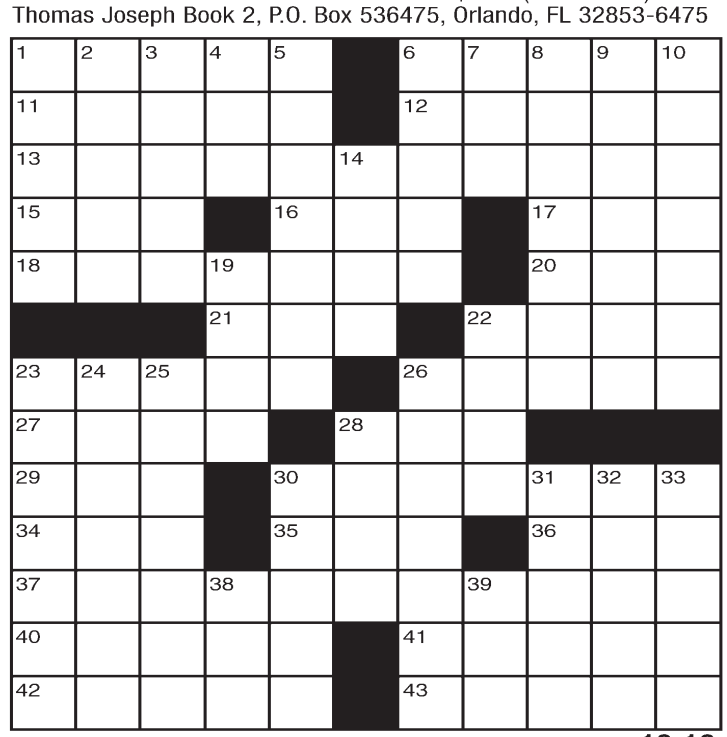
DOWN

1 Indy auto
2 Stood up
3 Shipping centers
4 Writer Fleming
5 Woman's closetful
6 Nuisances
7 Back muscle, for short
8 Perfect
9 TV's Hargitay
10 Treeless plains
14 Velocity
19 News article
22 Smoker's discard
23 Wondrous
24 Apple-pie order
25 Guilty party
26 Consults
28 Brush target
30 Gaggle members
31 Wed without fuss
32 1998 De Niro movie
33 Forgo frugality
38 — de plume
39 Shoe hue

S	T	A	N	D	■	B	R	A	D	■
A	R	R	O	W	■	R	I	D	E	S
G	E	E	N	A	■	I	M	E	A	N
A	N	N	■	R	A	N	■	P	R	O
S	T	A	R	F	I	G	H	T	E	R
■	■	■	E	E	L	■	E	A	S	T
R	O	B	E	D	■	W	A	T	T	S
A	R	E	S	■	S	A	T	■	■	■
F	I	R	E	F	I	G	H	T	E	R
T	O	M	■	E	S	E	■	A	X	E
E	L	U	D	E	■	R	O	P	E	S
R	E	D	I	D	■	E	V	E	R	T
■	S	A	G	S	■	D	A	R	T	S

Yesterday's answer

NEW CROSSWORD BOOK! Send $4.75 (check/m.o.) to Thomas Joseph Book 2, P.O. Box 536475, Orlando, FL 32853-6475



10-16



Moving is the best medicine. Keeping active and losing weight are just two of the ways that you can fight osteoarthritis pain. In fact, for every pound you lose, that's four pounds less pressure on each knee. For information on managing pain, go to fightarthritispain.org.

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NEWS OF THE WEIRD
BY CHUCK SHEPARD

■ Irresistible: (1) David Thompson, 27, was arrested in August and charged with stealing a bag of marijuana from the Charleroi (Pa.) Regional police station. While talking to an officer about an unrelated case, Thompson noticed an evidence bag on a counter and swiped it. Caught moments later, Thompson profusely apologized, telling the officer, "I just couldn't help myself. That bud smelled so good." (2) Aaron Morris was charged in August with battery in North Lauderdale, Fla., for groping the buttocks of a woman at a Walmart. According to the arresting officer, Morris explained, "Her booty looked so good, I just couldn't resist touching it."

■ Arrested in September and charged with aggravated indecent exposure (making continued obscene gestures to female kayakers on Michigan's Pinnebog River while nude): 60-year-old TV producer William H. Masters III -- the son of pioneer 1960s sex researcher William Masters (who, with Virginia Johnson, wrote the landmark books "Human Sexual Response" and "Human Sexual Inadequacy").

TODAY IN HISTORY

1975 - Rahima Banu, a two-year old girl from the village of Kuralia in Bangladesh, is the last known person to be infected with naturally occurring smallpox.

1975 - The Australian Coalition opposition parties using their senate majority, vote to defer the decision to grant supply of funds for the Whitlam Government's annual budget, sparking the 1975 Australian constitutional crisis.

1978 - Pope John Paul II is elected after the October 1978 Papal conclave.

1978 - Wanda Rutkiewicz is the first Pole and the first European woman to reach the summit of Mount Everest.

WORD UP!

versicolor \ VUR-si-kuhl-er \ , adjective; 1.Changeable in color: versicolor skies. 2. Of various colors; parti-colored: a versicolor flower arrangement.

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Classifieds

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Announcements

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Employment

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11937 Foxboro Dr. 3Bd + 3Bth house in Brentwood. $4590 per month. No pets. Double garage. Hdwd floors. 2 fireplaces.

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DBAS

FICTITIOUS BUSINESS NAME STATEMENT FILE NUMBER: 2012136448 ORIGINAL FILING This statement was filed with the County Clerk of LOS ANGELES on 08/27/2012 The following person(s) is (are) doing business as FOKUS WEAR. The full name of registrant(s) is/are: JENNIFER GRANT 824 10TH STREET #6 SANTA MONICA CA 90403. This Business is being conducted by: an Individual. The registrant commenced to transact business under the fictitious business name or names listed on (Date)05/25/2012. /s/: JENNIFER GRANT. This statement was filed with the County Clerk of LOS ANGELES County on 08/27/2012. NOTICE: THIS FICTITIOUS BUSINESS NAME STATEMENT EXPIRES FIVE YEARS FROM THE DATE IT WAS FILED IN THE OFFICE OF THE COUNTY CLERK. A NEW FICTITIOUS BUSINESS NAME STATEMENT MUST BE FILED PRIOR TO THAT DATE. The filing of this statement does not of itself authorize the use in this state of a fictitious business name statement in violation of the rights of another under federal, state, or common law (see Section 14411et seq.,Business and Professions Code). SANTA MONICA DAILY PRESS to publish 09/25/2012, 10/02/2012, 10/09/2012, 10/16/2012.

FICTITIOUS BUSINESS NAME STATEMENT FILE NUMBER: 2012167183 ORIGINAL FILING This statement was filed with the County Clerk of LOS ANGELES on 08/20/2012 The following person(s) is (are) doing business as FATTYS, FATTYS PUBLIC HOUSE. The full name of registrant(s) is/are: TJBC LLC 13816 BORA BORA WAY A202 MARINA DEL REY, CA 90292. This Business is being conducted by: a Limited Liability Company. The registrant has not yet commenced to transact business under the fictitious business name or names listed above. /s/:JUSTIN SAFIER. This statement was filed with the County Clerk of LOS ANGELES County on 08/20/2012. NOTICE: THIS FICTITIOUS BUSINESS NAME STATEMENT EXPIRES FIVE YEARS FROM THE DATE IT WAS FILED IN THE OFFICE OF THE COUNTY CLERK. A NEW FICTITIOUS BUSINESS NAME STATEMENT MUST BE FILED PRIOR TO THAT DATE. The filing of this statement does not of itself authorize the use in this state of a fictitious business name statement in violation of the rights of another under federal, state, or common law (see Section 14411et seq.,Business and Professions Code). SANTA MONICA DAILY PRESS to publish 10/02/2012, 10/09/2012, 10/16/2012, 10/23/2012.

Name Changes

ORDER TO SHOW CAUSE FOR CHANGE OF NAME
Case No. YS024395
Superior Court of California, County of Los Angeles
Petition of DENIZ ROMAN for Change of Name
TO ALL INTERESTED PERSONS:
Petitioner or Attorney: DENIZ ROMAN filed a petition with this court for a decree of changing names as follows: DENIZ ROMAN to DENISE ROSEMONT. The court orders that all persons interested in this matter shall appear before this court at the hearing indicated below to show cause, if any, why the petition for change of name should not be granted.
Notice of Hearing:
Date: November 26, 2012 Time: 8:30am, Dept. 8
The address of the court is 825 Maple Ave., Torrance, CA 90503
A copy of this Order to Show Cause shall be published at least once each week for four successive weeks prior to the date set for hearing on the petition in the following newspaper of general circulation, printed in this county: Santa Monica Daily Press.
Date: Ocotober 10, 2012
MARK S. ARNOLD, JUDGE OF THE SUPERIOR COURT

Name Changes

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221 18th Street

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Open Tuesday, October 16th from 11:00am to 2:00pm

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- *Vintage Spanish*
- *Elegant Living Room w/ Beamed Ceiling*
- *Original Mahogany Mantle over Fireplace*
- *2 Bedrooms*
- *2.5 Baths*
- *Beautiful Hardwood Floors (newly refinished)*
- *Mahogany, Stenciled Doors*
- *French Doors*
- *Gillette's Regent Square*





Average Price of ALL Santa Monica Single Family Homes From ALL agents in ALL companies Listed for Sale As of Mid October 2012		
Santa Monica Canyon	=	$1,709,500
North of Montana	=	$3,523,875
Between Wilshire & Montana	=	$2,916,375
South of Wilshire	=	$839,600
Sunset Park	=	$1,497,889
Ocean Park	=	$1,557,667
Statistics updated every week		

Ka

FRANKLIN Elementary School

Roosevelt Elementary School

LINCOLN MIDDLE SCHOOL SANTA MONICA, CA

Santa Monica LITTLE LEAGUE

Santa Monica GIRLS FASTPITCH

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