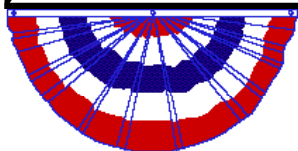


Santa Monica Daily Press

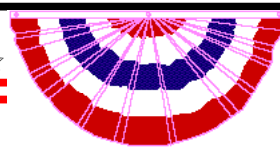
A newspaper with issues



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DECISION 2002

Incumbents sweep as living wage dies

Voters narrowly defeat controversial measure, endorse city council status quo and provide new blood, but not money, to the school board

Hotly debated measure defeated

BY ANDREW H. FIXMER

Daily Press Staff Writer

Santa Monica voters narrowly defeated a measure that would have enacted one of the nation's most progressive and far-reaching living wage laws.

With 100 percent of the precincts reporting, Measure JJ lost by approximately 500 votes, with 12,479 ballots cast against it and 11,999 for it.

Opponents of the living wage measure said they were surprised by the results and had secretly believed the measure would win overwhelming support from the city's voters.

"It's a clear indication, a repudiation, of the union's thinly veiled unionizing effort, and the voters saw through it," said Seth Jacobsen, a spokesman for the "No on JJ" campaign. "The voters were able to see through it and they acted to protect the entire community."

Living wage supporters were heartbroken by the results but they vowed that the fight to enact a living wage in Santa Monica would not end with last night's election.

"I think the whole movement has been based on supporting workers' rights," said Vivian Rothstein, executive director of Santa Monicans for Responsible Tourism — the campaign supporting the living wage.

See LIVING WAGE, page 6

City council to retain familiar look

Battle between Holbrook and Arnold goes down to wire

BY ANDREW H. FIXMER

Daily Press Staff Writer

With nearly 100 percent of the vote reported, incumbents edged out their challengers in the race for Santa Monica City Council.

For most of Tuesday night, Councilwoman Pam O'Connor, Mayor Pro Tem Kevin McKeown and Councilman Bob Holbrook led steadily in the polls, with challenger Abby Arnold finishing a close fourth.

Dr. Matteo "Matt" Dinolfo, Josefina S. Aranda, Chuck Allord and Pro Se all trailed by more than 3,000 votes. Jerry Rubin, who pulled out of the race too late to be removed from the ballot, received 2,238 votes.

The result of the election was seen by many as a vote of confidence in how the city is currently run.

"We have led the city in challenging and innovative ways," said McKeown, who was on his way to a second term on the council. "And it's great to see a positive mandate for our work."

But McKeown also said the sweep by incumbents showed a flip side to the election.

"It shows it is very difficult for newcomers to run

See COUNCIL, page 6

Voters defeat school parcel tax hike

BY CAROLYN SACKARIASON

Daily Press Staff Writer

A parcel tax increase to fund local schools was defeated by voters Tuesday.

The school district didn't get its required two-thirds majority vote with the 61.2 percent, or 17,693 votes it garnered. The "no" votes constituted 11,228 votes, or 38.8 percent.

Measure EE would have authorized the Santa Monica-Malibu Unified School District to levy a special tax of up to \$300 a year, adjusted annually for inflation, on each of the 32,413 parcels in the two cities.

"With the defeat of EE, now is the time for the school board members and the community to come together and

reassess our priorities," said newly-elected school board member Shane McLoud. "We have to look at our programs and how best they meet the needs of the students. We were hoping that EE would bring our district to an acceptable level and now it's time to go back to the drawing board."

Santa Monica Malibu Unified School District Superintendent John Deasy, who stationed himself at Union Restaurant near the corner of Fifth Street and Santa Monica Boulevard on Tuesday along with dozens of school supporters and school board candidates, said communities would get the schools they want if the wage passed.

See SCHOOL TAX, page 7



Election Results



All precincts reporting

RACES:

City Council:	Votes	Percentage
☒ Pam O'Connor	12,137	18.93 %
☒ Kevin McKeown	11,989	18.7 %
☒ Bob Holbrook	10,053	15.68 %
Abby Arnold	9,895	15.44 %
Matt Dinolfo	7,481	11.67 %
Josefina Santiago Aranda	5,972	9.32 %
Chuck Allord	2,818	4.4 %
Jerry Rubin (withdrawn)	2,238	3.49 %
Pro Se	1,524	2.38 %

School Board:

☒ Julia Brownley	15,582	21.59 %
☒ Emily Bloomfield	15,561	21.56 %
☒ Shane McLoud	12,929	17.91 %
☒ Oscar de la Torre	12,303	17.05 %
Brenda Gottfried	10,566	14.64 %
Ann Cochran	5,233	7.25 %

SMC Board of Trustees:

☒ D. Ehrhart-Morrison	15,054	21.72 %
☒ Nancy Greenstein	14,084	20.32 %
☒ Carole Currey	11,760	16.97 %
☒ Herb Roney	11,750	16.95 %
Nancy Cattell Luckenbach	8,393	12.11 %
Bill Winslow	8,274	11.94 %

Rent Control Board:

☒ Betty Smith Mueller	13,377	29.60 %
☒ Jennifer Kennedy	12,002	26.56 %
☒ Alan Toy	11,521	25.49 %
Thomas David Carter	8,291	18.35 %

Initiatives:

	YES	NO	Passed
EE	17,693	11,228	☐
FF	15,516	9,180	☒
GG	9,854	14,888	☐
HH	8,717	15,865	☐
II	8,836	16,075	☐
JJ	12,608	13,353	☐
KK	11,790	11,529	☒

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★★★★★-Dynamic ★★★★★-Positive ★★★★★-Average
★★★-So-so ★-Difficult



ARIES (March 21-April 19)

★★★★★ Keep reaching out. Seek out answers. Your high energy draws others, who pitch in to make an idea a reality. You revise your thinking as a result of others' feedback. You build an even stronger idea, making success more certain. Tonight: Where the action is.



TAURUS (April 20-May 20)

★★★★ Work with associates, knowing what you're driving at. Review details with a trusted associate who often comes through for you. Choose to do nothing halfway right now. It is all or nothing. You take a hard look at a project. Tonight: Go for what you want.



GEMINI (May 21-June 20)

★★★★★ Others seek you out. Enjoy your popularity. As someone reveals him, or herself, you discover a lot about this person and what you like and don't like. Lighten up about a personal relationship. In fact, the more playful you become, the more fun another is. Tonight: Join others for dinner or another fun get-together.



CANCER (June 21-July 22)

★★★ Dig into work as if there is no tomorrow. You know what you want, and as a result, you will make it happen. A family member cheers you on and supports you. Understand just how much influence you have. Spend money on something you want. Tonight: Put your feet up.



LEO (July 23-Aug. 22)

★★★★★ Approach work as you would approach something you love. You'll find that you get much more done. What would it take to do something you love? What would that be? Start networking or considering your real options. Surprises surround you. Tonight: Celebrate the midweek marker.



VIRGO (Aug. 23-Sept. 22)

★★★★★ Realize more of what you want through conversations and exploring your options. You present an unusually strong opinion. Others easily agree with your ideas. You express good sense where most cannot. Tonight: Stay anchored.



LIBRA (Sept. 23-Oct. 22)

★★★★★ Your high energy makes waves. You're able to make a considerable difference if you push your ideas. Make calls. Network. Allow others to know and understand what's on your mind. Success results from your dynamic efforts. Tonight: Out among friends.



SCORPIO (Oct. 23-Nov. 21)

★★★★★ Others praise your actions. You choose the next step, and you gain. You have an opportunity to restructure your financial life, making your life more secure. Willingly spend in order to make more money. Spontaneity works. Tonight: Pay bills first.



SAGITTARIUS (Nov. 22-Dec. 21)

★★★★★ Your good mood energizes those around you. Make travel plans with a loved one. Go exploring, even if it is just on your computer. You might feel like a cheerleader with a group. You know how to get things moving. Tonight: Others want your companionship. Decide who, where and when.



CAPRICORN (Dec. 22-Jan. 19)

★★★ What others say might not be comfortable to hear, but it could be important. Someone close to you at work could go on a tirade. It might be you! Choices made right now draw additional wealth and monetary success. Jump on an opportunity. Tonight: Go for what you want.



AQUARIUS (Jan. 20-Feb. 18)

★★★★★ Adopt a goal-driven attitude, and you'll succeed. Listen to what someone close to you has to share. This person proves to be a fountain of great ideas. Together you greet a long-term goal in the near future. Take a risk. Tonight: Celebrate good news.



PISCES (Feb. 19-March 20)

★★★★ A financial or career decision gets another's support, though he or she might need to ask a lot of questions. Don't become defensive; rather, share your logic and ideas. Everyone gains through your efforts here. Tonight: Schedule a massage.



QUOTE of the DAY

"My 11-year-old daughter mopes around the house all day waiting for her breasts to grow."

— Bill Cosby



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LOCAL



Voters disapprove of council election reform

BY ANDREW H. FIXMER
Daily Press Staff Writer

Santa Monica voters rejected a measure Tuesday that called for a directly elected mayor and would have divided the city's seven neighborhoods into council districts.

Measure HH, also known as VERITAS, was defeated Tuesday with a vote of 15,865 to 8,717 with 100 percent of the ballots counted.

"I feel good," said Paul DeSantis, an attorney and VERITAS author. "We ran a good campaign, an honest campaign."

DeSantis said one of the main reasons the measure lost was because they were outspent two-to-one by those opposed to it.

According to campaign disclosure statements, VERITAS supporters raised \$57,000 as of Oct. 19 and spent approximately \$99,000, leaving the group \$42,000 in debt.

As of Oct. 19, anti-VERITAS forces had spent \$45,000. It was unclear Tuesday how much the group had raised or whether it was in debt.

Anti-VERITAS stalwarts, such as

Santa Monica Mayor Mike Feinstein, were unavailable for comment early Wednesday morning.

VERITAS proposed re-writing the city charter to create seven neighborhood districts from which council representatives would be elected and create a new position of a popularly elected mayor. The mayor would have had veto power over ordinances enacted by the council, and elected officials would have been subject to term limits.

Supporters of the measure say the new system would have brought accountability to council members who are currently elected citywide and it would have given the mayor — who is currently a council member appointed annually by the council — a mandate with which to make difficult policy decisions.

The measure is modeled after the city's original charter, which was changed in 1922 to the current system. Supporters wanted to revive the old charter because they say residents from the Pico neighbor-

See VERITAS, page 7

New blood poised to take helm on school board

But incumbent Julia Brownley is top vote-getter

BY CAROLYN SACKARIASON
Daily Press Staff Writer

Three newcomers and an incumbent were elected to the Santa Monica Malibu Unified School District Board of Education on Tuesday.

Incumbent Julia Brownley was the top vote-getter with 15,582 votes, or 21.6 percent. Newcomers Emily Bloomfield, Shane McLoud and Oscar de la Torre filled out the rest of the vacant school board seats, finishing in that order.

"I feel great," said McLoud, a third-grade teacher in South Central Los Angeles. "I'm in third place without SMRR and I'm a newcomer."

Brownley, Bloomfield and de la Torre

all were endorsed by Santa Monicans For Renter's Rights, also known as SMRR, is arguably the most powerful political group in the city.

Bloomfield brought in 15,561 votes, or 21.6 percent, while McLoud took in 12,929, with 17.9 percent. De la Torre took fourth with 12,303, or 17 percent.

Incumbent Brenda Gottfried, who has served on the board since 1990, came in fifth with 10,566 votes, or 14.6 percent.

Seats for Gottfried, Brownley and board members Tom Pratt and Pam Brady were up for election.

Candidate Ann Cochran came in last with 5,233, or 7.3 percent.

A legal fight could ensue by either Cochran or Gottfried to take de la Torre's seat away from him because his candidacy has been challenged by the city clerk's office.

See SCHOOL BOARD, page 8

surf report

Information compiled by Jesse Haley

We'll get a boost in size today when the northwest swell fills in. Its steep angle swell, which could cause it to miss northern spots, shows better in the South Bay where there's a little more exposure.

Best southern locations will see waist- to chest-level waves, although the morning will suffer an extremely high tide that is expected to adversely affect surfing conditions.

Thursday surf improves throughout the county as a new northwest, this one with a better, more westerly, 280 degree swell angle that will hit some spots north of Point Dume.

Zuma may see the best of it, with three to five-foot surf on the better tides.

South bay locales capture a good amount of the northwester for good size during the afternoon.



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Tides:**

Low-	3:16 a.m.	1.56'
High-	9:23 a.m.	6.57'
Low-	4:39 p.m.	-1.02'
High-	11:01 p.m.	4.00'

Location	Wednesday	Thursday	Water Quality
County Line	1-3'/Fair	2-3'/Fair	A
Zuma	1-3'/Fair	3-4'/Fair	A
Surfrider	1-2'/Fair	1-2'/Fair	A
Topanga	1-2'/Fair	1-2'/Fair	A
Breakwater	2-3'/Fair	3-4'/Fair	B-C
El Porto	3-4'/Fair	3-5'/Fair	A

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LOCAL



DECISION 2002



Condo conversion measure soundly defeated

By Daily Press staff

A ballot measure billed by one side as an opportunity for renters to become homeowners and by the other as "cynical," "misleading" and "one-sided" was defeated by Santa Monica voters Tuesday.

Measure II was soundly defeated, with 35 percent voting for the proposal and 64 percent voting against it with 100 percent of the vote counted.

The measure would have allowed a landlord to convert an apartment complex into condominiums if two-thirds of the tenants voted to buy their units for a pre-negotiated price. Any residents that didn't want to buy, would have been given a 99-year lease with full rent control protections.

The measure — also known as the Santa Monica Resident Protection and Home ownership Charter Amendment — would also have guaranteed that homeowners could fully rebuild their homes after a disaster such as a fire, flood or earthquake, regardless of recent zoning code changes that might prohibit such structures.

SMRPH supporters said their measure would help re-

inforce the sense of community in Santa Monica, where the majority of residents are tenants who on average stay for only two years.

"This measure provides the opportunity for our middle income tenants to receive all the benefits of home ownership..." supporters wrote in the city's voter information pamphlet. "Even those tenants choosing not to purchase will benefit from this measure."

Critics, however, called the proposal "a one-sided measure, written by real estate attorneys, to make condo conversion easy at the expense of existing renters and potential purchasers," according to the same voter guide.

In addition, the guarantee offered by the measure to rebuild after natural disasters was "simply a cynical ploy to trick homeowners into voting for this one-sided condo conversion scheme."

Santa Monica adopted a program in 1984 called the Tenant Ownership Rights Charter Amendment — also known as TORCA — which allowed landlords to sell their properties to tenant groups. Occupants of the apartments were given priority in whether they wanted to buy their unit or remain a renter.

But some elected officials found the program fraught with abuses. They said many tenants were kicked out of their apartments, which were then sold off at a huge profit by their landlords. The program was ended in 1996.

Under SMRPH, the main difference was that tenants would have been able to begin negotiations for the property, unlike TORCA, which only allowed the owner to begin negotiations, DeSantis said.

"Under TORCA, it was extremely difficult for tenants to buy their building because many owners wouldn't sign the TORCA application," said Paul DeSantis, a local real estate attorney who helped write the referendum. "Under SMRPH, the tenants, if they are in a binding contract to buy the building, (could have proceeded) without the owner's signatures."

But Santa Monica City Councilman Ken Genser said SMRPH stacked negotiating power in the corner of landlords, who can fill units with their friends to ensure a building is converted, or leave units empty to make it easier to achieve a two-thirds vote.

"Under TORCA, tenants had leverage to negotiate a deal that was fair," Genser said. "In this there (was) no way for tenants to negotiate a fair deal."

Affordable housing money approved by 261 votes

By Daily Press staff

By a little more than 1 percentage point, voters approved a ballot measure that will funnel funds from one city program and allow them to be used to build affordable housing.

With 100 percent of the precincts reporting, Measure KK squeaked by Tuesday with 50.6 percent of the vote. The final count was 11,790 votes in favor and 11,529 against — a difference of 261 votes.

Supporters of KK cited a pressing need for affordable housing and sky-rocketing

land values in Santa Monica as their reasons for putting the proposal on the ballot.

The measure asked voters to allow the city to use \$4.5 million earmarked to encourage homeownership to be used to build rental housing for low-to-moderate-income tenants.

The funds originated from fees collected under the Tenant Ownership Rights Charter Amendment, also known as TORCA, which expired in 1996. The program allowed renters to convert their apartments into condominiums.

Of the roughly \$20 million collected, half went toward buying a mobile home

park, building low-income housing and administrative costs. The other half was slated for low interest loans to purchase, renovate or lease the converted units — which were typically much less than the average Santa Monica condominium.

But city officials said demand for the loans has been very low and few have been administered in recent years. Meanwhile, they said the need for affordable housing remains very high.

"Our housing money shouldn't sit in a bank account," supporters said in a city voting guide. "It should be used to provide affordable housing for families."

Critics said the city's loan program is not advertised well, and it's so complex that it prohibits people from applying for the loans. They said providing the low-interest loans is one of the few remaining ways Santa Monica promotes homeownership.

"The so-called 'flexibility' our opponents propose is simply a smoke screen to drain the Homeownership Fund into subsidized low-income rentals," critics wrote in the voter guide. "This is an unbalanced housing policy, which is unfair to the residents who want to become homeowners."

Voters OK more protection for tenants against landlords

By Daily Press staff

A ballot measure that offers stronger protection for tenants in disputes with landlords was passed by city voters Tuesday night.

Measure FF, as the proposal was known, will become part of Santa Monica's City Charter and will affect tenants with apartments under rent control.

The measure was passing 63 percent to 37 percent with 100 percent of the votes counted.

Under FF's provisions, if a person whose name is on the lease of a rent-controlled unit dies or becomes incapacitated and a family member, spouse or domestic partner stays behind, the landlord will no longer be able to legally raise the rent to the market rate.

Also, if a tenant and a landlord agree to allow a certain number of roommates when a unit is first rented, landlords will not be able to restrict that number later.

Finally, the measure will stop landlords from offering so-called "discount" rents, where the first year's rate is significantly lower than the second year's rate. Language in the measure also strengthens protections against wrongful evictions.

Santa Monica Councilman Richard Bloom, a supporter of the measure, said the most important thing about it is that it will allow tenants to stay in their homes if the lease-holder becomes incapacitated or dies.

"It's been a fundamental underpinning of our ordinances and laws related to tenancies that we want to pre-

serve the existing tenant base as much as possible because that provides for stability for families and for the community," Bloom said.

However, Rosario Perry, a local attorney known for representing landlords, said the measure will hurt tenants.

He said the measure will make the city's rent control laws inflexible and unable to change along with state law — should current restrictive rent control laws or laws regarding evictions be re-written.

Perry also claimed that the measure will strip landlords and property managers of their power to protect tenants from the "ill effects of criminals, drug dealers, sex offenders and politicians by reasonably screening potential occupants."

Voters deny pay raise and benefits to rent control board

By Daily Press staff

Members of the rent control board hoping for their first raise in more than two decades likely awoke with disappointment this morning.

Measure GG was defeated by Santa Monica voters on Tuesday 14,888 to 9,854 votes.

That means the seven members of the rent control board will remain the only elected officials in Santa Monica without a raise in more than 20 years and without health benefits.

Measure GG would have doubled the rent control board members' salaries from \$75 per meeting to \$150 per meeting. In addition, the seven board members' health benefits would have been covered by the city's insurance policy.

Supporters of Measure GG said there would have been no effect on the city's general fund or on the amount that tenants and landlords are charged. The money, they said, would have come internally from the rent control board's budget, though estimates of the exact cost of providing health insurance were vague.

Critics of the measure said that's because the board didn't want to tell voters how much their pay raise and health insurance would cost them. And, furthermore, they said once those costs were defined, it would be unclear where the money to pay them was going to come from.

Supporters say the measure's critics were making a mountain out of a molehill when it came to the increased costs. They say that at 15 meetings a year, each member would have made \$2,250 at the higher wage, and that the insurance costs could

have been supported by the existing fees.

The rent control board was created by an initiative approved by Santa Monica voters in 1979. Since then the board has met roughly twice a month to help regulate apartments that fall under the city's rent control laws.

Annual "registration fees" are charged to landlords and tenants of the city's estimated 28,000 rent controlled units to pay for rent control staff and the commission, which allows them to be financially independent of the city's general fund.

OPINION



Returns are in America, is that your final answer?

It's the morning after.

People everywhere are wiping the sleep from their eyes and blissfully wondering — could this be the one? Or is it just another temporary flirtation, another pretender?

You've probably already read the front pages, so you know the results from yesterday's elections. Here on page five, however, we have no such advantage, so this is prognostication, not review — a possible scenario for post-election America. Probably not the way it is, but maybe the way it ought to be.

This morning we look up and see our neighbors in Oregon have passed Measure 23, the first comprehensive, universal health care plan in the history of the rugged-individualist United States of America. They're throwing a little more down into the common pool to get a whole society lifted up. Amazing concept, and if masses of citizens from across the nation start moving there, as opponents of the measure worry, well, what does that tell you about the state of healthcare out there? So horrific was Measure 23 to its opponents, that many of them actually took to calling it — "Satan" — because they're petrified that providing a doctor to anybody who can't come up with the cash for one is just not America. Not the one that God blesses.

Over in Nevada, possession of marijuana has been legalized. State stores, not street dealers, will sell small portions to adults who prefer that one to the socially accepted — and probably more destructive — alcohol buzz. In one fell swoop, law enforcement in Nevada suddenly finds itself with enhanced manpower and means to pursue murderers, not stoners, and with jails that are suddenly no longer overrun by deadly young convicts with the munchies.

The main opposition to the measure — aside from reefer madness dinosaurs out of the Nixon era and the Ashcroft mold — comes from — you got it — those dealers on the streets. The gang wars that plague

Las Vegas are suddenly de-escalated in this brilliant, simplest of crime-busting measures. When you've lost your main product, man, you're out of business. There is no criminal activity if there is no crime to commit. And the state gets the money! Why didn't I think of that — California, New York, Illinois and others might be thinking about it right now.

Florida voted in free pre-schooling, so single moms can go to work and not pay two thirds of their paycheck to insure care for their toddlers, much to the chagrin of Governor Jeb — the other Bush — whose brother living in the White House chose to go on a massive, non-stop political campaign in the days leading up to this election, in order to get those of his own ilk into positions of power in Washington. All the better to keep the money out of those pre-schools and into his war against what's beginning to seem like all the rest of the world. Meanwhile, as the president merrily stumps around the nation on Air Force 1, America's young soldiers, in lands far away, are in full prep mode for whatever mission the vote-starved, inexplicably popular president orders them to go on, ready to lay down their lives for — what is it again — oil? No — I keep forgetting — it's freedom. Freedom to continue to pursue what Condoleezza Rice has identified as the main accomplishment thus far of the Bush administration — in her own proud words — "the hardening of America."

This morning the Senate remained under, and the House went under Democratic control, or Green control, or Independent control, any control other than that scared, weary, old-school, in-corporate-pockets Republican control, thus paving the way for meaningful attempts to get things like a real prescription drug plan for desperate seniors. Things like some semblance of gun control to stem the ongoing epidemic of Americans killing Americans with handguns that are only manufactured for that exact reason. And things like the long overdue transition to



alternative energy sources in what would truly strike the most effective blow yet in that "war on terror" — as we'd begin to see the end to our reliance on foreign oil. And as W himself might then say, "we're getting out of Dodge," as in out of Saudi Arabia, and out of trouble.

And right here at home this morning, Proposition JJ passed with flying colors, and an unlivable wage became a livable one just that quickly. HH, or Veritas, was exposed for what it is and failed, insuring that all Santa Monicans will continue to be able to vote for all their council mem-

bers, and not be divided — neighborhood against neighborhood- in a transparent attempt to break up the city.

Yes, it's been some morning — this morning. Only trouble is, I woke up.

Break it to me gently.

They voted to keep cockfighting as legal entertainment in Oklahoma, didn't they?

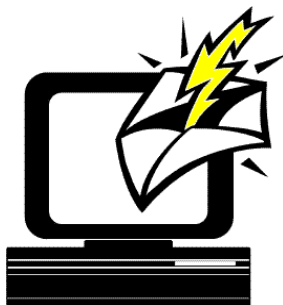
It's still Bushamerica, isn't it?

(To reach Ron Scott Smith, e-mail him at edgeofthewest@aol.com).

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LOCAL

Living wage supporters vow to keep issue alive

LIVING WAGE, from page 1

"If the initiative strategy doesn't work, then there are other ways," she said. "We are not going to let this movement end here."

The Santa Monica City Council approved an ordinance last year requiring businesses near the coast that make more than \$5 million in annual revenue to pay their employees between \$10.50 and \$12.25 an hour, depending on whether health benefits are provided.

The ordinance was appealed by many in the business community and forced onto Tuesday's ballot as Measure JJ.

Supporters said the measure was designed to lift approximately 2,000 hotel workers out of poverty. Opponents said the measure was nothing short of an unconstitutional minimum wage law that unfairly targeted specific businesses.

During the last week, huge sums of money were poured into both campaigns, and both sides paid workers to help canvass for votes and to help get their supporters to the polls.

The Edward Thomas Company, which owns Shuttles on the Beach and Casa Del Mar hotels, poured more than \$110,000 over the past week into defeating the living wage measure. All told, living wage opponents this year spent well over \$700,000 in their bid to kill the living wage ordinance before it could become law.

The money paid for daily direct mailers, professional canvassers and a phone bank operation based in Texas, according

to campaign filing forms.

Also during the past week, the Coalition to Protect the Living Wage received \$8,500 mostly from unions and organizations involved in enacting living wage laws.

SMART raised more than \$170,000 during the entire campaign. To make up for the lower funding level, living wage supporters depended on hundreds of volunteers who are coordinated by a group of about 25 paid full-time workers, the majority of whom are on leave from their jobs at hotels across Los Angeles.

Santa Monica's proposed living wage law drew national attention because it's the first of its kind to regulate salaries paid by businesses with no direct financial ties to a municipality.

Political pundits believed Santa Monica's ordinance could have acted as a test case for similar wage laws nationwide, and each side of the issue raised and spent hundreds of thousands of dollars to convince voters of their views.

Jacobsen called on the city council to move forward after the election and concentrate on working more closely with the city's business community, especially to balance a city budget with deficits that seemingly grow worse each day.

"The antagonism can't last," he said. "For the city to thrive and get over the hump of this huge deficit, they are going to have to work with the business community, which is going to include the restaurants and hotels."

Pam O'Connor receives most votes in council race

COUNCIL, from page 1

against incumbents, especially when all the incumbents run," he said.

With 11,542 votes, O'Connor was the top vote-getter, accounting for nearly 20 percent of the total ballots cast. McKeown was a close second with 11,387 or 18.9 percent of the vote.

Initially, Holbrook took an early lead over Arnold. But as the night wore on, Arnold steadily gained ground and even took the lead briefly. However, with 100 percent of precincts reporting, Holbrook was declared the winner by more than 150 votes. Arnold received 9,895 votes to Holbrook's 10,053.

After that came Dinolfo (7,481), Aranda (5,972), Allord (2,818), Rubin (2,238) and Pro Se (1,524).

O'Connor, 54, who has been a member of the city council since 1994, raised \$15,960 in her campaign to secure her third four-year term. She is a member of the influential Los Angeles County Metropolitan Transportation Authority, and has vowed to

use her seat to help bring light rail to Santa Monica. O'Connor favors taking a county-wide look at issues of growth and transportation, and stressed Santa Monica taking a leadership role regionally.

Holbrook, 60, raised the most money of any candidate running for city council. He spent nearly \$60,000 seeking his fourth term. First elected in 1990, Holbrook — a registered Democrat — has been the more conservative voice on the council, voting against the living wage ordinance and regularly speaking up for business interests.

McKeown, 54, raised \$38,342 in his bid for a second four-year term on the city council. McKeown, a Green Party activist and a computer consultant for the Santa Monica-Malibu Unified School District, is known for his staunch opposition to big business in Santa Monica.

"I am honored at the support of so many Santa Monica residents, and I'm excited about serving another term," McKeown said. "I have some projects to finish and others I can't wait to begin."

DID YOU KNOW?: The word "checkmate" in chess comes from the Persian phrase "shah mat," which means "the king is dead."

LOCAL



Schools face uncertain future in wake of vote

SCHOOL TAX, from page 1

Harry Keilly, president of the local teacher's union, described the election as too close to call just after midnight. Keilly said teachers and union representatives called 2,500 voters throughout October drumming up support.

"We found residents were very supportive," he said. "We called more for this than any previous measure."

But he had hoped that all of the campaigning dozens of people did over the past month would have paid off. It didn't.

The tax increase would have pumped \$9.6 million annually into the cash-strapped school district for 12 years.

Because the state has cut school funding drastically, the district faced a \$4.5 million budget deficit this year. Through severe cutbacks and an additional \$1.5 million donation from Santa Monica, the school district was able to balance its books. The city normally contributes \$3 million annually to the school district, but this year the total subsidy is \$4.5 million.

The school board approved a \$79.9 million budget in June that was the school district's lowest in three years. The budget cuts would have been deeper had the City of Santa Monica not donated \$1.5 million in one-time aid. Malibu voted not to contribute \$250,000 in additional aid the school district requested.

School officials anticipate another \$5.7 million to \$8 million budget deficit next year and said that without the tax increase, the district will have to make even more drastic cuts.

As the state legislature continues to cope with its \$28.8 billion deficit, officials say education will likely continue to fall by the wayside. And school districts

across the state are being squeezed by precipitous declines in state funding and significant increases in the cost of health insurance and retirement plans.

In Santa Monica schools, officials also are attempting to lower class sizes over the next three years so that classes stay well below 35 children on average. To achieve that, the school district will have to go with less funding from the state, which pays districts based on the number of children enrolled.

"Now more than ever we are going to need strong leadership from the board and the superintendent," McLoud said. "It's time to look at why this didn't work and why the community rejected it."

The tax increase would have been used to fund a variety of programs for every grade level in Santa Monica and Malibu schools.

The Committee for Excellence in Education — Vote Yes on EE, the group that supported the measure, had shelled out more than \$116,000 for its campaign as of last week. During that same time, \$150,000 had been donated by supporters who represent a wide range of people, including parents, teachers, unions, city politicians and community activists.

Detractors of the measure argued during the campaign that the tax is unfair because it requires that the poor and wealthy pay the same amount.

Instead, the measure's opponents — who say they agree the school district needs more local funding — wanted the district to use some other way than a parcel tax to find more funding.

Opponents also wanted to vary rates paid by commercial and residential properties, and have exemptions for seniors and low-income families.

Council will not be elected by district, no mayor at large

VERITAS, from page 3

hood, one of the traditionally poorer areas in the city, has never been elected to the city council.

But critics of the measure say it's divisive to pit one neighborhood against another in a city of roughly 84,000 people. Critics say voters are being asked to trade the influence they currently have over all seven council members in exchange for having sway over just one.

And critics said the mayor position would have dominated local government, allowing special interests a way to control the city council.

VERITAS had come under fire recently from the Santa Monica Police officers and firefighters unions, which launched a direct mail and advertising campaign to urge residents to vote against the proposal.

And Santa Monicans for Renters Rights, a group that has long dominated local politics, sent out mailers encourag-

ing their supporters to vote against the measure as well.

The measure was partially written to undermine the power of SMRR, which endorses slates of candidates for every elected office in the city and has done so since the late 1970s. SMRR candidates are in the majority on the city council, the Santa Monica-Malibu Unified School Board, the Santa Monica College Board and the rent control board.

By dividing the city into council districts, the average candidate would have been able to compete with the large sums raised by SMRR to elect its chosen candidates, the measure's supporters said.

But even foes of SMRR say the measure would still have had trouble defusing slate politics in Santa Monica. They say large amounts of money would still have been raised by candidates and SMRR would still have likely had control five of the seven proposed council districts, retaining control of the city council.

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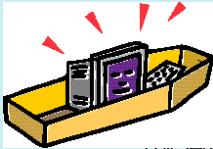
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LOCAL □ STATE

Lawsuit may ensue over de la Torre's board seat

SCHOOL BOARD, from page 3

De la Torre's candidacy was the center of controversy in September after city officials charged that he was not a registered voter when he filed papers to run for the school board on July 17.

But by the time City Clerk Maria Stewart raised the issue of de la Torre's candidacy, the November ballot for the county had already been sent to be printed.

State election code requires candidates to be able to vote for the office they intend to become a candidate for, and officials with the Los Angeles County Registrar said de la Torre first registered as a Santa Monica voter on Aug. 5, more than two weeks after he publicly decided to run.

De la Torre submitted at the end of September a photocopy of an overseas voter registration form dated July 16. The form was filled out during a "Rock the Vote" registration drive, he said.

The Los Angeles County Registrar did not have a copy of the form on file in mid October.

City officials did rule that de la Torre was allowed to run for a school board but a judge may have to decide if he was ever actually a candidate.

De la Torre maintains that there is nothing in Santa Monica's charter that would make him ineligible. His attorney has said any challenge to de la Torre's candidacy would be defeated.

As of last month, campaign disclosures showed that Bloomfield had raised the most money of the six school board candidates running. On Oct. 29, her campaign had raised \$2,425, bringing her total for the year to \$14,315.

Brownley raised \$2,100 during the same period, raising her total to \$6,193, October statements say.

De la Torre added \$1,015 in donations, bringing his total to \$7,951 for the year, according to October statements.

McLoud said he raised \$15,000.

Gottfried, who mostly financed her own campaign with a \$10,000 self-loan, raised \$350. Gottfried said she asked her support-

ers to give their donations to the group campaigning for the parcel tax increase.

Cochran spent less than \$1,000 on her campaign, obviating the need for campaign disclosures.

De La Torre, 30, is the youngest of the school board candidates. He is the director of the Pico Youth and Family Center, which he founded in 2002. De la Torre is the only candidate who graduated from Santa Monica High School, where he was student body president in 1989-90.

While finishing his bachelor's degree, de la Torre counseled middle and high school students. De la Torre serves as co-chair for the district's task force on race and discipline and the district's committee on equity and equality in education.

Bloomfield, 42, is an administrator and parent of two children in public school and another in pre-school. She was an organizer on the school district's strategic planning team that maps out the priorities and future of the district. She was vice chair for the committee supporting the parcel tax increase and a host of other school-related boards and volunteer programs.

Bloomfield ran on the platform to increase resources to keep and attract high quality teachers, preserve smaller class sizes and protect the arts, as well as other programs threatened by state budget cuts. She also said she would work hard to closing the performance gap and raising academic achievement for students.

Brownley, 49, is a 19-year Santa Monica resident and parent of children enrolled in the public schools. She has served on the board since 1994 and was most recently the president of the board.

She said she is deeply committed to making the Santa Monica-Malibu School District a model for other districts by closing the achievement gap, among other things. She was endorsed by SMRR, along with Bloomfield and de la Torre.

McLoud, 34 will be the board's only active K-12 teacher. His campaign platform centered on reducing class size and specialized instruction for students.

Los Angeles voters defeat valley's secession efforts

BY PAUL WILBORN
 Associated Press Writer

LOS ANGELES — Breakaway efforts in the San Fernando Valley and Hollywood failed Tuesday, leaving Los Angeles intact as the nation's second largest city.

With 30 percent of precincts reporting, valley secession was failing 69 percent to 31 percent, or 150,898 no votes to 67,561 in favor. Hollywood secession was being defeated 73 percent to 27 percent, or 153,329 no votes to 56,029 yes votes.

Los Angeles officials and anti-secession supporters began celebrating early.

"It definitely feels good to know that the rest of the city feels that we are better off united than divided," said City Council President Alex Padilla, a resident of the valley's Pacoima section.

Supporters of secession countered that they had won by bringing the matter to a

vote, no matter the election's outcome. They also vowed not to give up.

"Clearly, we feel we've already won by moving these issues forward into the dialogue of Los Angeles," said Jeff Brain, head of Valley Vote. "We will continue. This is a movement ... and we will continue one way or the other to move forward."

Both measures also trailed in what would have been the new cities.

Within the valley, 51 percent were voting no to 49 percent in favor, and within Hollywood the margin was 70 percent opposed to 30 percent in favor.

The initiatives needed to win a majority of votes in both the proposed new cities and the city as a whole.

Mayor James K. Hahn called the secession movements a "wake-up call for city officials" and urged secession supporters to work with him in the future.

"Join us in making the city better. We

See SECESSION, page 9

STATE



Davis wins re-election over Simon

BY ALEXA H. BLUTH

Associated Press Writer

LOS ANGELES — Democratic Gov. Gray Davis defeated Republican businessman Bill Simon Tuesday in a tight contest to remain in office despite widespread voter dissatisfaction over his handling of California's energy crisis and budget deficit.

With Davis holding a 47 to 42 percent lead over Simon with 73 percent of precincts reporting, he declared victory shortly before midnight, thanking voters and campaign volunteers who helped get voters to the polls in a race that hinged on turnout.

"You are the heroes of tonight's election and I will always be grateful to you," he said.

The margin of victory was surprisingly close for a sitting governor in the Democrat-tilting state and reflected Californians' overwhelming displeasure with both candidates.

Michael Stolz, a San Diego salesman, considered abstaining from voting for governor, but said he voted for Davis "kind of by default."

In one of the most expensive non-presidential races ever, Davis raised \$68 million to pay for his elaborate and unrelenting assault on Simon, the millionaire son of the former U.S. treasury secretary under presidents Ford and Nixon.

The California governor's race became defined by the record amount spent on television advertisements — most of them negative — and by the lackluster candidates.

"I really didn't like either one," said Margaret Cazric of Los Angeles, who voted for Simon because of the governor's mishandling of the power crisis. "Davis hasn't shown he's worth it."

Davis spent more than \$50 million on TV ads — including some \$5 million in the final week. He boasted of improving schools, health care and transportation during the state's economic boom and attacked Simon's anti-abortion, pro-gun views.

Davis received reluctant endorsements from major newspapers and interest groups that faulted his leadership but classified him the better choice.

Simon, who had never run for public office and didn't vote in several elections, won a come-from-behind win in the three-way March Republican primary after Davis spent more than \$10 million on ads attacking former Los Angeles Mayor Richard Riordan, who was considered the biggest threat to Davis.

Simon's campaign, hurt by a series of blunders, spent much of its time on the defense and was unable to capitalize on Davis' problems. He failed to catch Davis' fund-raising, despite spending \$10 million of his own money, and was criticized for belatedly releasing tax returns.

Simon's family investment firm was named in an Internal Revenue Service investigation into offshore tax



Associated Press Photo
Los Angeles Mayor James Hahn casts his ballot on Tuesday, in San Pedro, Calif.

shelters and it was also found guilty of fraud by a civil court jury, a decision later reversed by the trial judge.

Simon, 51, a former prosecutor, also mistakenly accused Davis of illegally accepting a campaign check in the Capitol while he was lieutenant governor, a charge he retracted after it was learned the photo Simon claimed was evidence was taken at a private home.

Those stumbles disappointed Republicans, including the Bush administration, who had hoped Davis' unpopularity would help them regain the governor's office they held for 16 years before Davis won in 1998.

After enjoying high positive ratings during the economic boom of his first two years in office, Davis' popularity began to slip when the state suffered six days of rolling blackouts last year during an electricity crisis and then saw a budget surplus turn into a \$23.6 billion deficit this year.

Davis, 59, blamed budget deficits on a national recession and said he inherited a flawed energy deregulation scheme from the previous Republican administration and accused out-of-state energy companies of gouging California.

Republicans attacked Davis' fund-raising practices, saying he favored campaign donors while making official decisions. Davis denied those allegations.

Considered a moderate Democrat, but lacking charisma, Davis climbed through political ranks during nearly three decades in politics. He served as Democratic Gov. Jerry Brown's chief of staff from 1975 to 1981, followed by stints in the Assembly, as state controller and as lieutenant governor before winning his first term as governor in 1998 over Republican Attorney General Dan Lungren.

As governor, Davis boosted education spending by more than 30 percent, and student test scores have improved each year since he took office. While he received the largest percentage of campaign money from labor unions, Davis also drew support from major business interests.

Los Angeles retains Hollywood

SECESSION, from page 8

know we're not perfect. We have work to do," Hahn said. "Join us. Let's make the city better."

Los Angeles currently has about 3.7 million people. A proposed city in the valley would have included 1.3 million residents, rivaling Phoenix as the nation's sixth-largest city.

The proposed city of Hollywood would have covered 15 square miles and been home to 180,000 people.

Without the valley, Los Angeles would have dropped to the nation's third-largest city, behind New York and Chicago. Without Hollywood, it would have lost some of its most recognizable symbols — the Hollywood sign, Grauman's Chinese Theater and Walk of Fame — and much of its international stature.

The secession campaign in the valley had struggled to raise campaign money and overcome the loss of the campaign's professional consultants, who said they had not been paid.

Hahn said before Tuesday's vote that he would seek a state law prohibiting future secession efforts.

"It shouldn't have to come up every year and eat up taxpayer dollars," said Hahn, the leader of the anti-seces-

sion fight. "I'm not going to spend my whole term in office fighting every six months secession efforts."

Long dominated by neighborhoods of single-family homes, the San Fernando Valley has changed from the quintessential suburban expanse of white families to a more mixed region that is about 40 percent Hispanic.

Valley secessionists have long complained about City Hall ignoring their needs, and backers want to take control of their own fate at a time when schools are crowded, streets are clogged with traffic and crime is so bad in some older neighborhoods that people have surrounded their classic valley-style ranch houses with large wrought-iron fences.

Secessionists in Hollywood claim Los Angeles has done little to halt a decades-long decline that began with the departure of the studios and left Hollywood dirty, crime-ridden and decayed.

A broad coalition of Los Angeles civic groups announced their opposition to secession, saying the break would spell financial disaster for the city. Some have characterized the secession movement as an attempt by business people to move away from the problems of the city, including poverty and homelessness.

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NATIONAL

GOP captures control of senate, 50 to 46 seats

BY ALAN FRAM
Associated Press Writer

WASHINGTON — Republicans narrowly seized control of the Senate on Wednesday, ousting Democrats in Georgia and Missouri and giving President Bush a major political and legislative boost as he starts the final two years of his first term at the White House.

By winning their 50th seat, the GOP was ensured control of the chamber next year because Vice President Dick Cheney will cast tie-breaking votes. Their team will include at least seven new senators, including two who briefly challenged Bush for their party's presidential nomination in 2000, Tennessee's Lamar Alexander and North Carolina's Elizabeth Dole.

Democrats took just one seat from Republicans when Arkansas Attorney General Mark Pryor, the son of former Sen. David Pryor, defeated incumbent Sen. Tim Hutchinson.

In Georgia, Republican Rep. Saxby Chambliss defeated moderate first-term Democratic Sen. Max Cleland, a triple amputee from the Vietnam War, after chiding him for opposing President Bush's plan for creating a new Department of Homeland Security.

Because of Rep. Jim Talent's victory in Missouri, the GOP also could take control of the lame-duck session of the current Congress, which convenes next week to tackle unfinished budget business and perhaps other legislation.

Talent could be sworn into office quickly after defeating Democratic Sen. Jean Carnahan. She was appointed to the seat after her husband, Mel Carnahan, was elected in 2000, three weeks after he was killed in a plane crash. That would give the GOP at least 50 seats in Senate returning next week — enough for control because of Cheney.

The results strengthen Bush's political hand. He reversed a two-decade trend of the party holding the White House losing Senate seats in mid-term elections, and saw GOP victories in at least five of nine states he visited in the campaign's closing days.

"President Bush and the Republican Party tonight have made history," said White House spokesman Ari Fleischer.

Sen. Patty Murray, D-Wash., who led her party's Senate election drive, said Democrats failed to hone a sharp message on issues like education and jobs.

"The country is still divided, but there were a lot of people on the left who didn't hear what they needed to hear in this election and might have stayed home," she said in an interview.

Still undecided early Wednesday were a pair of races: Democrat Walter Mondale's effort to replace the late Democratic Sen. Paul Wellstone in Minnesota, and a South Dakota battle between Democratic Sen. Tim Johnson and GOP Rep. John Thune.

Rep. John Sununu was victorious for the GOP in New Hampshire, retaining a Republican-held seat that Democrats had high hopes of winning. He defeated Democratic Gov. Jeanne Shaheen, despite a lack of help from many conservatives bitter over his primary defeat of Republican Sen. Bob Smith.

In Colorado, incumbent Republican Sen. Wayne Allard held off lobbyist and former U.S. Attorney Tom Strickland in a rematch of their race six years ago.

The triumph came on a night that began with Democrats clinging to a one-seat margin, and it meant they will have to

relinquish the majority they have held since Vermont Sen. James Jeffords abandoned the GOP in June 2001.

With at least 47 senators, Democrats still can use filibusters — procedural delays — to kill Republican initiatives because such roadblocks need only 41 votes to succeed.

Even so, the GOP's capture of the Senate denied Democrats their major remaining source of power. Republicans already control the White House and they recaptured their House majority Wednesday.

Democrats seemed to have a slight advantage going into Election Day, holding a 50-49 Senate margin including Jeffords. That excluded Dean Barkley, the independent named by Minnesota Gov. Jesse Ventura to replace the late Democratic Sen. Paul Wellstone for a postelection session of Congress that begins next week.

Yet as Republicans learned early last year when Cheney gave them control of a 50-50 Senate, they will be able to take little for granted in keeping unity among GOP lawmakers who range from conservative to moderate.

Jeffords left them when they refused to support extra money for special education programs, and remaining moderate Republican senators would be expected to exert similar pressure for favorite initiatives in the new Congress.

Democratic Sen. Mary Landrieu was forced into a Dec. 7 runoff in Louisiana when she failed to get the 50 percent required under state law. Her opponent will be Republican State Elections Commissioner Suzanne Terrell, who finished second in the nine-candidate race Tuesday.

In North Carolina, Republican Elizabeth Dole won the right to succeed the retiring Sen. Jesse Helms, battling down a challenge by Democrat Erskine Bowles, the one-time chief of staff to President Clinton.

In South Carolina, four-term GOP Rep. Lindsey Graham will replace another outgoing conservative icon, Sen. Strom Thurmond. Graham bested Democrat Alex Sanders, the former College of Charleston president.

Thurmond will turn 100 next month and will leave the Senate in January after serving a record 47 years and three months.

Democrats held the New Jersey seat that will be relinquished by Sen. Robert Torricelli, who abruptly ended his campaign last month after ethics violations seemed to end his chances of being re-elected. Returning in his place will be Frank Lautenberg, who retired two years ago after an 18-year Senate career.

Lamar Alexander, the former education secretary and one-time Tennessee governor, was elected to the Senate from his state, replacing GOP Sen. Fred Thompson, who retired.

In Texas, Republican Attorney General John Cornyn won the seat of retiring GOP Sen. Phil Gramm, denying a bid by former Dallas Mayor Ron Kirk to become the state's first black U.S. senator.

Dole, the former transportation secretary, wife of 1996 GOP presidential candidate Robert Dole and brief White House candidate herself in 2000, prevailed in her native North Carolina.

Virginia's John Warner, a Republican power on the Senate Armed Services Committee, won his fifth six-year term and Kentucky's Mitch McConnell, expected to be the No. 2 Senate GOP leader, won his fourth term.

NATIONAL



Republicans expand their House majori-

BY TOM RAUM
Associated Press Writer

WASHINGTON — Republicans bucked a historical trend and enlarged their current five-vote majority in the House of Representatives by at least two seats early Wednesday, turning aside crucial Democratic challenges in region after region.

Although the president's party nearly always loses seats in mid-term elections, Democratic hopes of reclaiming the chamber they lost in 1994 ended as Republicans chalked up wins in most of the races earlier seen as toss-ups. Americans voted to fill all 435 House seats, but only a tenth of them were truly competitive.

Early Wednesday, Republicans had won 225 seats and were leading in two others. If that trend continued, Republicans would hold 227 seats — four more than they do now. Majority control requires 218 votes; Republicans currently have 223 seats.

Democrats lost five incumbents. Republicans lost two, and three others were trailing in races likely to be decided by a slow count of absentee ballots.

It was only the third time in the last 100 years that the president's party has gained House seats in a midterm election — after Presidents Roosevelt in 1934 and Clinton in 1998.

Republicans appeared to be helped by President Bush's popularity, his energetic campaigning and by the relatively low number of competitive races.

"We were all out there a lot, but the president did a great job of going out there and campaigning and he was invaluable in that aspect," said House Speaker Dennis Hastert, R-Ill., early Wednesday. He predicted a net GOP gain of two or three seats.

Democrats had needed a net gain of seven seats to reclaim the control they lost in 1994, but they failed in several high-profile challenges to Republicans and lost some of their own incumbents as well.

In a closely watched Kentucky contest, three-term Republican Rep. Anne Northup defeated Democrat Jack Conway. Republican Jeb Bradley defeated Democrat Martha Fuller Clark for an open New Hampshire seat that had been Republican.

Republican Rep. Shelley Moore Capito won a second term in West Virginia, defeating Democratic challenger Jim Humphreys, a wealthy lawyer, in what was the most expensive congressional race in the country, with \$9 million raised and spent.

Republicans won three of four races that featured incumbents running against other incumbents — the result of a redistricting to reflect population changes.

Rep. Nancy Johnson, R-Conn., defeat-

ed Rep. Jim Maloney, D-Conn., and Rep. Charles Pickering, R-Miss., defeated Rep. Ronnie Shows, D-Miss. Rep. John Shimkus, R-Ill., defeated Rep. David Phelps, D-Ill., in a downstate district.

But a Republican incumbent, ten-term Rep. George Gekas, was defeated in another such race in central Pennsylvania, by Democratic Rep. Tim Holden.

In another closely followed race, GOP businessman Chris Chocola won an open northern Indiana House seat that had been Democratic. In a Gulf Coast Florida race, Democratic Rep. Karen Thurman was ousted by Republican Ginny Brown-Waite.

Democratic Rep. Bill Luther of Minnesota lost in a rematch with Republican John Kline.

However, Democrats took formerly Republican seats in Tennessee and Maryland. In a Tennessee House seat vacated by Republican Van Hilleary to run for governor, Democratic State Sen. Lincoln Davis defeated Janice Bowling.

In the Maryland suburbs of Washington, eight-term moderate Republican Rep. Constance Morella lost to State Sen. Chris Van Hollen in the nation's second most expensive race with \$7 million in spending. In Baltimore, Democrat Dutch Ruppersberger defeated former GOP Rep. Helen Bentley for a vacant Republican seat.

On New York's Long Island, Republican incumbent Felix Grucci was on the verge of defeat.

Republicans won two out of three races for new seats in Georgia.

In a hard-fought battle for a new seat in eastern Georgia, Republican Max Burns, a college professor, defeated Democrat Charles "Champ" Walker. In two other new Georgia seats, a Democrat had a narrow lead in one and a Republican won the other.

Democrats became less and less optimistic of making gains as the evening wore on and it even appeared likely that Republicans would gain a few seats. "Everyone here is accepting the fact that the House will stay Republican," said Robert Weiner, a former Clinton administration official who spoke with reporters at the Democratic National Committee headquarters.

Meanwhile, in a victory that was not a surprise, Katherine Harris, former Florida secretary of state and a GOP heroine for her role in the 2000 presidential election, coasted to election for a House seat in Florida representing the Sarasota area. President Bush called Harris and Northup to congratulate them and other winning Republicans.

Speaker Hastert and Minority Leader Dick Gephardt, D-Mo., coasted to easy reelection.

Republicans were counting on Bush's

From stumping to voting



J. Scott Applewhite/Associated Press

President Bush leaves the polling station after casting his ballot in the midterm election at the Crawford Fire Department near his ranch in Crawford, Texas on Tuesday. Bush's relentless campaign blitz for GOP candidates in recent weeks helped to decide not only the control of the House, Senate and scores of statehouses, but will also help to decide the Republican agenda and potentially his own political future.

popularity to help them keep the House, and he campaigned hard for House candidates in the closing days. Democrats had hoped history would repeat itself and inflict midterm losses on the president's party.

While the president's party traditionally loses seats in mid-term elections, Democrats had to buck another national trend after picking up seats in three previous congressional elections — in 1996, 1998 and 2000. No party has gained seats in four successive elections since the 1930s.

The closely fought battle for control came down to just a dozen or so extremely competitive races. Democrats needed a net gain of seven seats to wrest majority control from the Republicans — a large order, even the most optimistic Democrats acknowledged.

Short of recapturing the chamber, a Democratic pickup or loss of several seats would have little effect on legislation.

One reason for the lack of expected changes: Most incumbents of both parties were protected when House districts were redrawn to reflect population changes reported in the 2000 Census.

Competing for voters' attention was a potential war with Iraq, terrorism fears and homeland security, corporate accounting scandals, a plunge in consumer confidence and an erratic stock market in which most Americans' retirement accounts have lost ground.

But none of these issues became a unifying national theme. Democrats were reluctant to take on the president on national security issues and sought to focus attention on domestic issues. Bush's popularity, which soared after the Sept. 11, 2001, attacks, still hovered in the low-to-mid 60s on Election Day.

In Ohio, voters selected Democrat Tim Ryan to fill the seat of former Rep. James Traficant of Ohio, who was expelled from the House in July and is serving eight years in federal prison on bribery and racketeering convictions. Traficant ran from behind bars as an independent but finished a distant third.

Democrats held the seat being vacated by Democrat Gary Condit, who became enmeshed in the investigation of a murdered congressional intern, Chandra Levy.

DID YOU KNOW?: It was discovered on a space mission that a frog can throw up. The frog throws up its stomach first, so the stomach is dangling out of its mouth. Then the frog uses its forearms to dig out all of the stomach's contents and then swallows the stomach back down again.



SPORTS

WTA Championships could be another sisterly final

BY BETH HARRIS
AP Sports Writer

LOS ANGELES — There's one last chance for yet another Williams vs. Williams final in 2002.

The season-ending WTA Championships begin Wednesday, and No. 1-seeded Serena Williams will defend the title she won last year, when Lindsay Davenport withdrew from the final with an injury.

Older sister Venus skipped the event with a hurt wrist last season, when it was in Germany.

This year, she was surpassed by Serena for the top ranking. Serena beat Venus in the finals of three consecutive Grand Slam tournaments — the French Open, Wimbledon and U.S. Open.

"It would be better to get some different players in some of the Grand Slam

finals," Davenport said.

She considers herself the spoiler in the 16-player draw. She isn't seeded because she was off the tour for six months after having knee surgery in January.

"It will be a fun position," she said. "I'm guessing the top eight wouldn't be happy to see me."

Davenport plays No. 6 Monica Seles on Wednesday night, followed by No. 2 Venus Williams vs. Patty Schnyder of Switzerland. No. 5 Kim Clijsters opens the day session against Chanda Rubin, followed by No. 4 Justine Henin against Elena Dementieva.

Serena Williams begins play Thursday night against Anna Smashnova, followed by No. 3 Jennifer Capriati against Silvia Farina Elia of Italy.

The single-elimination tournament features the top 16 singles players and top eight

doubles teams based on points accumulated during the year. The results will determine the final WTA Tour rankings for the year.

Martina Hingis is sidelined with an ankle injury, so she's out of the singles and doubles (as is partner Anna Kournikova).

The event moved last year after 22 years at New York's Madison Square Garden to Munich, Germany, but attendance fell from 94,133 to 36,500. Davenport and Seles were among the biggest supporters of the switch to Los Angeles.

At stake is \$3 million in prize money, with \$765,000 to the winner of the six-day event. Monday night's final will be televised live on ESPN.

Since returning to the tour in July, Davenport has reached four finals in eight events — but she hasn't won a title.

"I haven't made it back to the level I feel I should be at," the three-time Grand Slam title winner said. "I've lost matches this year I'm not used to losing. It's not so much about not winning the title, but letting the person hang around in the match."

Davenport was determined to qualify

for the championships, so she played three consecutive weeks in Europe. By reaching the finals in Moscow and Zurich and the semifinals in Filderstadt, Germany, she piled up enough points.

But in the process, she strained her right shin and withdrew from a fourth event in Austria.

"It hasn't cleared up yet," she said. "I probably packed too many in in too short a time."

A year ago, Davenport finished as the world's No. 1 player despite being unable to play Serena Williams in the final.

Capriati comes into Los Angeles having won just one match since the U.S. Open in September. She also played the European indoor tournaments with disastrous results. After withdrawing from Moscow, she lost early in three consecutive events, including twice to Alexandra Stevenson.

Venus Williams hasn't played in a month, having lost to Magdalena Maleeva in the second round in Moscow. Maleeva is in the field this week.

WTA Championships tid bits

BY BETH HARRIS
AP Sports Writer

LOS ANGELES — Players in the season-ending WTA Championships, which start Wednesday:

No. 1 Serena Williams, United States
The defending champion is 53-4 this year, including Grand Slam victories at the French Open, Wimbledon and U.S. Open. She hasn't played since winning her season-leading eighth title at the end of September. Williams then withdrew from three European indoor tournaments because of fatigue.

No. 2 Venus Williams, United States
Skipped last year's event in Germany because of a wrist injury. Lost to younger sister Serena in French Open, Wimbledon and U.S. Open finals. In July, Serena replaced Venus at No. 1 in the WTA Tour rankings, the first time she's been ahead of her older sister.

No. 3 Jennifer Capriati, United States
Won just one match since U.S. Open. On European indoor circuit, withdrew from Russian tournament, then lost in early rounds of three straight events.

No. 4 Justine Henin, Belgium
Won her last tournament, indoors in Austria. Rose to prominence in 2001, when she beat Jennifer Capriati to reach the Wimbledon final and was a semifinalist at the French Open. Current ranking is her highest.

No. 5 Kim Clijsters, Belgium
Won singles title at indoor tournament in Luxembourg last month, her third title of 2002.

No. 6 Monica Seles, United States
Returns to event after skipping last year in Germany, where she has refused to play since being stabbed in 1993 in Hamburg.

No. 7 Daniela Hantuchova, Slovakia
Helped Slovakia win first Fed Cup title, beating Spain. Lost to Kim Clijsters in Filderstadt final last month.

No. 8 Jelena Dokic, Yugoslavia
Won at least 50 matches for the second consecutive year. Chanda Rubin accused her of tanking their semifinal in Manhattan Beach, Calif., in August, when Rubin won in straight sets in 41 minutes. The crowd booed Dokic.

No. 9 Anastasia Myskina, Russia

Lost to Serena Williams in final at Leipzig, Germany, in September. Made major move in rankings this year, going from 58th to top 20 after having wrist surgery two years ago. She's reached four finals this year, winning once.

No. 10 Lindsay Davenport, United States

Finished 2001 at No. 1. Off the tour from January to July after right knee surgery. She's reached four finals in her eight tournaments since returning, but hasn't won a title. She comes to Los Angeles, a short ride from her home in Orange County, bothered by a right shin strain.

No. 11 Silvia Farina Elia, Italy

Has two WTA Tour titles to her credit after reaching top 20 for first time last year. In her 12th year on the circuit, the 30-year-old had her best Grand Slam results this year: third round at Australian and Wimbledon, fourth round at French and U.S. Open.

No. 12 Chanda Rubin, United States

The only player to have beaten Serena Williams in the last 4 1/2 months, pulling the upset in the quarterfinals at Manhattan Beach, Calif., in August. She then beat Lindsay Davenport to win the title. Rubin had left knee surgery in January. At the U.S. Open, Rubin twice came within a point of serving for the match against Venus Williams.

No. 13 Patty Schnyder, Switzerland

Beat Lindsay Davenport last month for the first time in six tries to win her first tournament of the year. No. 14 Anna Smashnova, Israel

Began the season ranked 88th, but moved up dramatically by winning four titles — only the Williams sisters have won more this year. Beat Justine Henin, Kim Clijsters and Daniela Hantuchova in 2002.

No. 15 Magdalena Maleeva, Bulgaria

Won a Tier I tournament in Moscow, where she defeated Amelie Mauresmo, Venus Williams and Lindsay Davenport.

No. 16 Elena Dementieva, Russia

The 21-year-old Russian defeated Martina Hingis in straight sets last month in Filderstadt, Germany. She was a semifinalist in two tournaments and a quarterfinalist three times this year.

Tennis tournament schedule

BY TOM A. MCFERSON
Special to the Daily Press

The Home Depot WTA Championships kick off today with four of the world's top six women in action.

The tournament, which begins at 12:30 p.m. at Staples Center, features the top 16 ranked women in singles and the top eight ranked teams in doubles. Americans dominate the field, with Serena Williams, Venus Williams, Jennifer Capriati, Monica Seles, Lindsey Davenport, and Chanda Rubin all entered.

The most intriguing first round match of the day features two former winners of this event, unseeded Lindsey Davenport against sixth seeded Monica Seles. The two longtime rivals, who are more accustomed to facing each other in

the later rounds of tournaments, take the court at 7 p.m.

Here's Wednesday's line-up:

12:30 p.m.

No. 5 Kim Clijsters vs. Chanda Rubin.
No. 4 Justine Henin vs. Elena Dementieva.

7 p.m.

No. 6 Monica Seles vs. Lindsey Davenport.
No. 2 Venus Williams vs. Patty Schnyder.

Los Angeles is the third location in three years for the tournament, which last year moved from New York to Munich, Germany.

For ticket information call 1-866-524-7687.

Williams hearing postponed again; no new date set

By The Associated Press

INVERNESS, Fla. — A court hearing over whether Ted Williams' daughter can challenge her half brother's desire to have the Hall of Famer's body cryogenically preserved was postponed for a second time Tuesday.

The hearing had been scheduled for Wednesday in Citrus County Circuit Court. No new date had been set.

Bobby-Jo Williams Ferrell wants to have the court decide whether her father's ashes should be scattered in the ocean off Florida, as he declared in his 1996 will.

But his youngest children, John Henry and Claudia Williams, maintain they signed a handwritten pact with their father in November 2000 agreeing that their

bodies would be frozen.

John Henry had his father's body moved to a Scottsdale, Ariz., cryogenics lab shortly after his death on July 5 at age 83. Cryogenic supporters say bodies might one day be thawed and brought back to life. Most experts say that is highly unlikely.

Wednesday's hearing was to determine whether to dismiss Ferrell's motion to have the court determine which would take precedence: the will or the note.

The hearing had first been scheduled for Oct. 3, but was pushed back a month because of scheduling conflicts.

At the time, Bob Goldman, an attorney for John Henry Williams, acknowledged that the delay would give the parties more time to negotiate an agreement.

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COMICS



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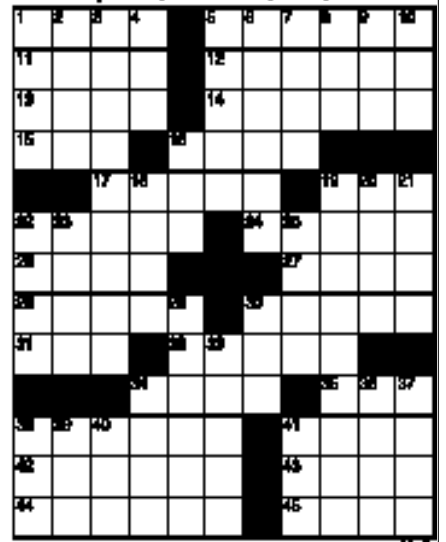
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 - 31 Pub order
 - 32 Key
 - 34 Ring match
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 - 42 De-pressed?
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 - 44 Table tennis need
 - 45 Polaris, e.g.
- DOWN**
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 - 4 Base
 - 6 Cut-and-dry business
 - 8 Plug parts
 - 7 Birdbirth spot
 - 9 Playwright
 - 10 Suffered from
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 - 18 Cautious
 - 19 Roster of candidates
 - 20 Being caught by
 - 21 Quin a law
 - 22 Menlo Park middle name
 - 23 Follow
 - 25 This is one
 - 26 Munio's Hampton
 - 30 Dell order
 - 33 Jacket material
 - 34 Crook
 - 36 First name in acid
 - 37 Portal
 - 38 Tentative taste
 - 39 Historic time
 - 40 Floorboard part
 - 41 Distress letters

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ITALS	ADORE
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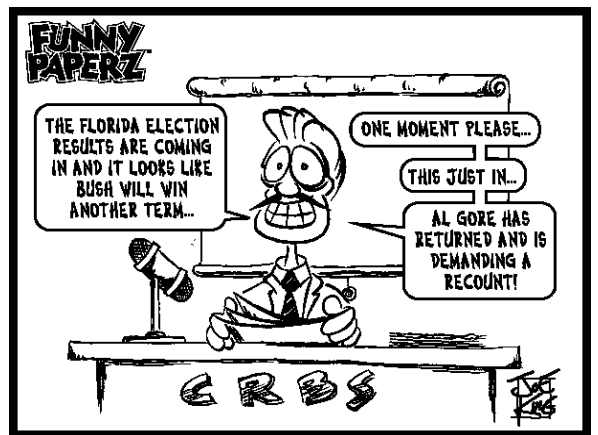
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NEWS OF THE WEIRD by Chuck Shepard

Health insurer criticized for giving away chickens

- The large health insurer AmeriChoice Corp. (under investigation in New York and New Jersey in recent years) was criticized for giving away chickens in poor neighborhoods to get people to switch their Medicaid coverage to the company (Brooklyn, N.Y., August).
- The Springfield, Fla., city commissioners voted to accept as many as 15 new police cars for free provided that the North Carolina company that supplied them could plaster them with ads (August).
- And the trade journal Advertising Age reported in September that Island Def Jam music company is actively considering selling product placements in the lyrics of some of the company's artists' recordings. (Current product mentions in lyrics are believed to be uncompensated and at the whim of the artist.)



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Upper 1 bed, fridge & stove, parking, laundry room

1007 Ocean Park \$1200
Upper 1 bed, garage, gated access, fridge & stove

1433 Euclid St. \$1250
Upper 2 bed, gas stove, balcony, laundry room

139 Hillister \$1395
Lower 1 bed, hardwood floors, huge patio, steps to beach

143 Hillister \$1090 to \$1690
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Owner unit, 3 bed, 3 bath, 3800 sq ft, bonus room, 4 car garage

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951 Gramine, BW \$995

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Announcements

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

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SWM, NEW York University grad, Film, TV & Radio seeking UCLA, USC post grad SWF for LTR, 40-47 who would like to visit San Francisco, write a film script, do video and enjoy life. Write: 7510 W. Sunset Blvd., Box 1132, Hollywood, CA 90046 JGH.

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LOCAL



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Professional office space available on the Third Street Promenade.



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Call (310) 458-7737 ext. 104

Calendar

Wednesday, November 6, 2002

movies

Loews Broadway Cinema
1441 Third St. at Broadway
Comedian (R) 12:15, 3:05, 5:25,
7:45, 10:25. Femme Fatale (R)
11:15, 1:55, 4:35, 7:15, 10:10.
Jackass: The Movie (R) 12:30,
2:50, 5:10, 7:30, 9:55. The Truth
About Charlie (PG-13) 11:00,
1:40, 4:20, 7:00, 9:40.

Mann Criterion

1313 Third St.
The Ring (PG-13) 1:00, 4:00,
7:00, 10:00, 12:40. Sweet
Home Alabama (PG-13) 11:30,
2:10, 5:05, 7:55, 10:35. My Big
Fat Greek Wedding (PG) 11:20,
2:00, 4:40, 7:20, 10:05. Punch-
Drunk Love (R) 11:15, 1:45,
4:20, 7:10, 9:45. The
Transporter (PG-13) 11:45,
2:15, 4:45, 7:40, 10:15. Ghost
Ship (R) 12:00, 2:30, 5:00,
7:30, 10:10.

AMC Theatre SM 7

1310 3rd Street
Red Dragon (R) 1:30, 4:30,
7:30, 10:05. Santa Clause 2 (G)
1:15, 2:15, 4:00, 5:00, 7:00,
7:40, 9:35, 10:10. White
Oleander (PG-13) 1:25, 4:05,
7:05, 9:55. I Spy (PG-13) 1:45,
2:45, 4:20, 5:20, 7:15, 7:50,
9:45, 10:15. Abandon (PG-13)
2:00, 4:40, 7:20, 9:50.

Landmark Nu-Wilshire

1314 Wilshire Blvd.
Bowling for Columbine (R)
1:30, 2:30, 4:15, 5:15, 7:00,
8:00, 9:45, 10:30.

Laemmle Monica

1332 2nd St.
Auto Focus (R) 12:00, 2:30,
5:05, 7:45, 10:20. Real Women
Have Curves (PG-13) 12:15,
2:30, 4:50, 7:25, 9:45.
Secretary (R) 1:45, 4:30, 7:15,
9:50. Spirited Away (PG) 1:00,
4:00, 7:00, 10:00.

Aero Theatre

1328 Montana Ave.
The Weight of Water (R) 5:00,
7:30, 10:00.

Wednesday

Farmer's Market every Wednesday and Saturday, 9am to 2pm, Arizona between Second and Fourth Streets. Come and enjoy one of the largest and best farmer's markets in California!

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

Ongoing support groups for people 55 and older. Current openings in. So, What Are You Going to Do With the Rest of your Life? Tuesdays, 10:00 to 11:30am. Center for Healthy Aging, 2125

Arizona Avenue. Sliding scale fee. Not drop-in groups. Phone interview required. Call Information and Referral. (310)576-2550.

Santa Monica Public Library presents Preschool

Story Time, every Wednesday at 11:15am, 1343 Sixth Street. Stories for children between the ages of three and five who are ready to participate on their own. (310)458-8600

Y Canned Fitness Week! November 4 thru 19. Just bring in ten cans of food per visit and you can participate in any one of our fitness classes, fitness center & lap swim for FREE! SM Family YMCA is located at 1332 Sixth Street. For more information please call (310)393-2721 ext. 118.

Crossroads School in Santa Monica invites local musicians (grades 3-7) to Join orchestra rehearsals. Rehearsals are ongoing

and are held each Tuesday of the school year, from 3:15 to 4:15. Students may join at anytime. Cost is free, students must bring their own instruments. 1714 21st Street, SM. For more information please call (310)829-7391

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

Unurban Coffee House presents Stitch 'n' Bitch

every Tuesday evening. Chicks, yarn, coffee & chat. 7:30pm to 9:30pm. 3301 Pico Blvd. (310)315-0056.

Thursday

Come practice at SUNSET YOGA, overlooking the Pacific! "Integral Hatha Yoga" every Thursday from 7:15-9pm. Mixed levels.

Donations only. Please bring a mat and towel. Located at 1450 Ocean Ave. between Santa Monica Blvd. and Broadway. For more information contact skinnybuddahboy@hotmail.com

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

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

Gotham Hall presents Comedy Night! Featuring professional stand-ups.

Every Thursday, 1431 3rd St. Promenade, 8pm. Admission is \$5 + 2 item minimum. 21 and over. (323)525-5254

Comedy Underground presents SPLAT! Admission is \$5.00, show starts at 9pm. 320 Wilshire Blvd. For more information please call (310)451-1800.

Unurban Coffee House presents Comedy Crunch every Thursday evening. Showtime is 7pm. 3301 Pico Blvd. (310)315-0056

Y Canned Fitness Week! November 4 thru 19. Just bring in ten cans of food per visit and you can participate in any one of our fitness classes, fitness center & lap swim for FREE! SM Family YMCA is located at 1332 Sixth Street. For more information please call (310)393-2721 ext. 118.

KEEP YOUR DATE STRAIGHT

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

Calendar items are printed free of charge as a service to our readers. Please submit your items to todayspaper@smdp.com for consideration. Calendar events are limited by space, and will be run at the discretion of the Calendar Editor.



BACK PAGE

Mexican border town cracks down on cross-dressers

BY JULIE WATSON
Associated Press Writer

MONTERREY, Mexico — The wrong sort of dress — any dress at all, in fact — could get a guy arrested in Tecate, a quiet town on the U.S. border that suddenly finds itself on the front line of a battle over gay rights.

Scheduled to go into effect in mid-November, a new town ordinance states that cross-dressing men could be arrested and fined. The ordinance doesn't mention women. Officials said the offense does not carry a prison term, though in practice it could mean putting people in jail at least overnight.

"The majority of votes for this was to avoid AIDS, and prostitution if possible," Tecate councilman Cosme Cazares said. "That's why we're focusing on men who dress like women. This is for health reasons. It's not to bother these boys."

Approved last week by the city council, the ordinance has drawn a storm of criticism on both sides of the border.

"I can't even go outside now," said Vladimir Garcia, also known as Saidi, a 23-year-old transvestite who owns a beauty salon in Tecate. "I leave work at 8 p.m. and I have to grab a cab because instead of protecting myself against muggers, I now have to protect myself against the police."

The measure is part of a "good conduct" code being taken up by the five municipalities in the Pacific coast state of Baja California, which borders California. Tecate was the first to enact it.

In Tijuana, council members promised this week not to enact the ordinance — after transvestites threatened to publicly reveal the names of officials who have solicited homosexual prostitutes.

The state's other three municipalities have not taken up the ordinance yet.

The ban on cross-dressing is part of a sweeping, 130-article ordinance that also bans everything from public urination to graffiti. Tecate has already drawn criticism for a curfew enacted in May that requires anyone under 18 to be home by 10:30 p.m.

Town hall spokesman Jose Luis Rojo said the cross-dresser crackdown is for those "who cause — how can I say this — who whistle and yell things at you while you're walking. A lot go out in the night looking for customers and they take advantage of children."

Cazares, the councilman, said the city of 100,000 is worried about a rising number of transvestites who have moved to Tecate in recent years to escape Tijuana's violence. Some work as prostitutes, but many others live discreetly. Many operate beauty shops.

Police, who will undergo special training to enforce the new law, do not need a complaint to make an arrest. Councilman Jorge Luis Gutierrez said officers who abuse it will be suspended.

Cazares plans to personally ride along with officers to ensure they follow the letter of the law. Fines can run as high as 1,600 pesos (\$160 U.S.), but will likely be less than 200 pesos (\$20 U.S.) officials said.

"We are not classifying this as a crime," Cazares said. "It's an infraction just like you get for driving the wrong way down the street."

But activists say police are already abusing it. They say six people have been arrested before the law has gone into effect. One detainee was asked to have sex with an officer, they allege.

Even the city council that approved the law is not clear on how it will be applied.

Gutierrez said transvestites will be arrested only if they are disturbing the peace. Cazares said men can wear dresses in the privacy of their own homes, but once they step outside they risk being arrested.

"I respect fashion," Cazares said. "But if a man is wearing women's pants and walking across the park, I don't know that I would be able to defend him."

In the end, the measure may bring more cross-dressers to the community: Gay rights activists are planning Tecate's first "Gay Pride" march on Nov. 5. Cross-dressers from both sides of the border are expected to flock to the dusty town of ranchers and pick-up trucks.

Robber works hard for the money at 7-11

By The Associated Press

CHARLOTTESVILLE, Va. — When a robber demanded cash from 7-Eleven cashier Cathy Harris, she made him work for it.

Harris dropped the cash drawer on the floor and told the thief to get the money himself.

"She told him, 'If you want the money, you pick it up,'" store owner Katie Nelson said.

The man, who was wearing a bandanna over his face and said he was armed, helped himself to \$36 and left, but not before Harris tossed a stapler at him and hit him in the shoulder, Nelson said.

Nelson said she reprimanded Harris for her daring response.

"You're supposed to be scared, not angry," Nelson said. "I was concerned about her safety. She's a very brave person."

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