

Santa Monica Daily Press

A newspaper with issues

LOTTO

SUPER LOTTO PLUS

34, 28, 2, 16, 33

Megamember: 27

Jackpot: \$17 million

FANTASY 5

27, 36, 29, 38, 17

DAILY 3

Afternoon picks: 9, 6, 6

Evening picks: 9, 1, 0

DAILY DERBY

1st Place: 5, California Classic

2nd Place: 10, Solid Gold

3rd Place: 4, Big Ben

Race Time: 1:43.79



NEWS OF THE WEIRD

by Chuck Shepard

A 17-year-old boy, after receiving a free Krispy Kreme doughnut at an Erie, Pa., store promotion, stepped back in line for another but was refused. According to the Erie Times-News, he returned a few minutes later with a McDonald's sack over his head and asked for a doughnut but was again refused. Then he fell to the floor and flailed his arms and legs, demanding another free doughnut, and was cited by police for disorderly conduct.



QUOTE OF THE DAY

"Middle age is when you've met so many people that every new person you meet reminds you of someone else."

— Ogden Nash



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Out with the old ...



John Wood/Daily Press

A \$400K demolition project is underway to portions of the Marion Davies estate on Santa Monica Beach. City Hall owns the 1920s estate, but has put off reopening it to the public because it will take \$17 million to make it ready.

Grocery store workers stand tall for benefits

Influx of shoppers doesn't deter picketers

BY JAMIE WETHERBE

Special to the Daily Press

Dennis Brown works at Albertsons in Santa Monica but he can't afford to live here.

As a full-time food worker, Brown makes about \$31,000 a year. He commutes 25 miles from his home in Lomita to the Albertsons on Lincoln and Ocean Park boulevards.

His wife, a bookkeeper at Ralphs, has been locked out, said Brown, a picket captain and veteran worker standing in front of the Albertsons in Ocean Park.

Brown said he wouldn't be picketing if the supermarket chains' new contract offered workers a health care plan they could afford. Instead, the supermarkets are asking all employees to pay a premium regardless of their position or pay scale.

"We (full-time employees) already know we have to help out with premiums," Brown said. "We can deal with the increase."

But Brown said the part-time workers can't afford the hike in health care costs, which could be between \$15 and \$40 a week, depending on who you ask.



John Wood/Daily Press

Strikers in front of the Albertsons at Lincoln and Ocean Park boulevards are now in their fourth week off the job.

As the strike now enters its fourth week, contract negotiations have broken off between union officials and the supermarket chains, primarily because the markets want to increase workers' health care costs and decrease their pension benefits.

See STRIKE, page 7

Living wage win in SF revives debate

Election stirs up local controversy over wages for workers

BY JOHN WOOD

Daily Press Staff Writer

With voters on Tuesday overwhelmingly passing an aggressive minimum wage ordinance in San Francisco, local officials on both sides of the debate over what's billed as a living wage in Santa Monica are preparing to butt heads once again.

Supporters said the election demonstrates the national campaign for a living wage is moving forward. Opponents reiterated their commitment to fighting any new ordinance and said San Francisco's law is different because it's aimed at all businesses.

A measure defeated in Santa Monica last fall targeted large beachfront businesses.

Under the new San Francisco ordinance, virtually all businesses will be required to pay workers at least \$8.50 an hour. The law, which makes the city the third in the country to establish its own base wage, passed with 60 percent of the vote.

Vivian Rothstein of Santa Monicans Allied for Responsible Tourism, a local organization promoting the living wage, applauded the vote and said her group is currently researching a new ordinance to bring to the City Council in January.

"We're very heartened by the San Francisco experience."

— VIVIAN ROTHSTEIN

Santa Monicans Allied for Responsible Tourism

"We're very heartened by the San Francisco experience," Rothstein said. "We'd heard about that campaign and we knew there was quite a bit of opposition to it from the business community so we're very excited that it prevailed. I think that as the economy has weakened more people have felt economically vulnerable and so they have more identification with the need for this living wage concept."

Rothstein said the exact form of the new living wage proposal is still being decided. A group of 15 organization members is studying why the previous ordinance failed and what tactics defeated it.

"We're right in the midst of that discussion," she said. "I don't think there's going to be a huge change but we are discussing every aspect of the ordinance and going over it."

The Santa Monica measure, called JJ on the

See LIVING WAGE, page 5

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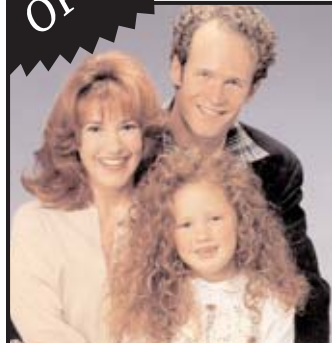
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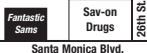
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HOROSCOPE

Where your friends are, Gemini



JACQUELINE BIGAR'S STARS

The stars show the kind of day you'll have:

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

HAPPY BIRTHDAY for Thursday, November 6, 2003:

You have the ability to achieve much more of what you want this year. Groups, friends and networking prove to be the path to what you want and to the winner's circle. You will have to work to achieve your goals, but they are attainable. Don't push beyond your limits, and swing with change. Your money situation could take a very positive upswing. You learn new financial skills. If you are single, romance will knock on your door. You might have several different suitors. You have many different relationship choices and styles you can go with. Pick and choose, enjoying the options. If you are attached, your relationship blossoms if you both work together toward a common cause. ARIES pitches right in.

ARIES (March 21-April 19)

★★★★★ You clear an obstacle with flying colors. As you pat yourself on the back, you know which way you are going. Creativity touches you on a new level. Deal with others on a one-on-one level. You get a lot done quickly. Avoid a difficult associate. Tonight: Keep on smiling.

TAURUS (April 20-May 20)

★★★ Slow down and keep smiling. A child heads in a new direction. You might want to think carefully before you leap at something that's said. Feelings run high. Your creativity hits a new level. Reach out for someone whom you haven't heard from in a while. Deal individually. Tonight: Read between the lines.

GEMINI (May 21-June 20)

★★★★★ Be very careful when dealing with funds. You might want to talk. Reach out for others. Listen to your friends and associates, who are really in your corner. Follow through. Family and partners come through in a big way. Tonight: Where your friends are.

CANCER (June 21-July 22)

★★★★★ Take a stand. Work well, and schedule your time carefully. You'll get a lot done if you pace yourself. Reach out for friends and associates. Others are thrilled to hear from you, for good reason! Creativity spins forth. Tonight: In the limelight.

LEO (July 23-Aug. 22)

★★★★★ Go past your immediate feelings, even if it means detaching on some level. An idea pays off, especially if it involves finances and/or real estate. Your instincts carry you past hesitation. You opt for the risk. Tonight: Read between the lines.

VIRGO (Aug. 23-Sept. 22)

★★★★★ A partner responds to your happy style, even if others don't. Deal with others individually. Smile and share your feelings with someone who really cares about you. Someone finds your ideas stimulating and creative. Know whom to be with! Tonight: Follow another's lead.

LIBRA (Sept. 23-Oct. 22)

★★★ Others seek you out, and you have the right to say "nay" or "yeah." What an interesting position to be in. Present what you want, with full anticipation that you will get what you want and need. Your instincts lead you in a money decision. Tonight: The only answer is "yes."

SCORPIO (Oct. 23-Nov. 21)

★★★★★ Dig into work quickly, because by afternoon you might find plenty of reasons to be distracted and go in yet a different direction. Others surround you and praise you for a job well-done. An associate shares a lot with you. Tonight: Relax and put your feet up.

SAGITTARIUS (Nov. 22- Dec. 21)

★★★★★ Your playfulness needs to come out in a more meaningful manner. Take charge, expressing your creativity and high energy. A boss or someone you care about likes what he or she sees. Brainstorm together. Tonight: Play away. Get into weekend mode.

CAPRICORN (Dec. 22-Jan. 19)

★★★★★ Be willing to share more of what is on your mind. Family takes high priority. You might need to flex and change a little more than you are comfortable with. Try to detach and look at an issue from someone else's point of view. Tonight: Happy at home.

AQUARIUS (Jan. 20-Feb. 18)

★★★★★ Keep talking and sharing. Your perspective could change dramatically if you go with the flow. You could be taken aback by how someone else looks at the same situation. Speak your mind. You do make a difference. Tonight: At a favorite restaurant.

PISCES (Feb. 19-March 20)

★★★★★ Take your time with a decision that could help you. Take charge and go in a new direction. Expenses could go way overboard if you're not careful. A partner could be frivolous or extravagant. When you call a halt, you also might need to have a strong discussion. Tonight: Update your budget.

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LOCAL



COMMUNITY BRIEFS

Merchants honored for community service

By Daily Press staff

Successful female business owners will be honored next week for helping the community. Judy Rehwald Richards, Francie Rehwald and Bill Rehwald, co-owners of W.I. Simonson Mercedes-Benz, one of the largest auto dealerships in Southern California, will be honored for their community service by Big Brothers Big Sisters of Greater Los Angeles and the Inland Empire at a "Rising Stars" gala on Nov. 14 at the Century Plaza Hotel. This year's community service honorees also include Andy Garcia, Serena Williams, Hillary Duff, Verna Harrah, Jose Navarro and Pam Dawber.

The annual "Rising Stars" gala honors members of the community who, through their energy, courage and spirit, have touched the lives and hearts of many, according to a press release.

The Simonson-Rehwald family has a long history of supporting a wide range of area organizations — including the American Heart Association — for which they received the 2002 Women's Legacy Family of the Year award — the Santa Monica/UCLA Hospital, Santa Monica YMCA & YWCA, and John Wayne Cancer Institute at St. John's Health Center, among others. They also host an annual Red Cross blood drive.

"I am pleased to know and honored to recognize Francie, Bill and Judy as 'Golden Stars' at this year's 'Rising Stars' gala. Not only are they outstanding business leaders, but they are community-minded citizens who are most deserving of this great honor," said community leader Steve Soboroff, the president of land project Playa Vista, in a prepared statement.

As the grandchildren of founder William I. Simonson, the Rehwalds represent the third generation of same-family-ownership, making them one of the few auto dealers with that history. The Rehwalds' mother, Mary Simonson Rehwald, one of the first female Mercedes-Benz dealers in the U.S., served as CEO and president of the company from 1976 until her death in 2002.

Located at 1626 Wilshire Blvd., the dealership was recently named the largest women-owned business in Los Angeles County — ranked by 2002 revenues — by the Los Angeles Business Journal.

W.I. Simonson, Inc., first opened as a Packard dealership in 1937 and became a Studebaker dealership when the two companies merged in the mid-1950s. In 1957, all Studebaker dealers were given the opportunity to sell Mercedes-Benz when they were first introduced to America. Forty-six years later, W.I. Simonson Mercedes-Benz remains one of the few original Mercedes-Benz dealers in the nation and the oldest in Southern California. In 1999, the Rehwald family opened Saab of Santa Monica and in 2000, added Saab of South Bay.

LMU recruits for MBA program

By Daily Press staff

Loyola Marymount University is currently recruiting candidates for their Master of Business Administration program and will host a series of information sessions for potential applicants.

The LMU MBA program features a fully-accredited, rigorous graduate business curriculum which fosters the development of each student's potential to create value, handle risk and manage change to serve business and society.

Upcoming information sessions will be held at the Conrad Hilton Center for Business on the LMU campus as follows:

Saturday, Nov. 8 – 10:30 a.m.

Tuesday, Nov. 18 – 5:30 p.m.

Tuesday, Dec. 2 – 5:30 p.m.

Saturday, Dec. 13 – 10:30 p.m.

Admission to the LMU MBA program is on a rolling basis, with courses offered beginning each January, May, July and August. The program provides a full schedule of late afternoon and night classes — convenient for working managers. In addition to the MBA, the university offers joint MBA/JD and MBA/MS-Systems Engineering programs, and various foreign study opportunities.

For more information about the sessions or the MBA program at LMU, call (310) 338-2848 or go online at mba.lmu.edu.

surf report

The SSW swell fades into Thursday morning. Expect knee-waist high surf at many of the exposed spots while the standout S-facing combo spots see some inconsistent surf in the chest-high range.

OUTLOOK: Friday and Saturday wave heights will be on the rise again as new short-period W swell begins to arrive from our approaching storm front. Most spots will start to see some chest-shoulder high surf by late Friday with increasing wave heights holding into Saturday.

Write us at wood@smdp.com and tell us what the surf is doing today at your local break.

Today the water is:

64°

Sunrise: 6:20 a.m.
Sunset: 5:07 p.m.

	LOW TIDE				HIGH TIDE			
	Morning	Height	Evening	Height	Morning	Height	Evening	Height
SATURDAY	9:46	3.2	10:38	0.0	5:03	4.2	3:14	4.8
SUNDAY	11:07	2.6	11:29	0.1	5:43	4.6	4:37	4.8
MONDAY	N/A	N/A	12:02	1.9	6:15	5.0	5:40	4.8
TUESDAY	12:08	0.3	12:45	1.4	6:42	5.3	6:31	4.8
WEDNESDAY	12:41	0.5	1:22	0.9	7:06	5.5	7:15	4.7
THURSDAY	1:09	0.8	1:55	0.5	7:28	5.7	7:55	4.5
FRIDAY	1:33	1.2	2:27	0.2	7:48	5.8	8:32	4.3

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The Q Line

City Hall has spent a lot of time, money and effort in making sure the ocean is as clean as possible in Santa Monica Bay.

Though Friday's brief downpour was a welcome development for the brittle and scorched landscape of Southern California, it wasn't so kind to the ocean. The rain carried garbage, motor oil and other debris into area channels and eventually down to the sea. The result was filthy water and garbage-laden beaches.

The water appeared mostly clear by Sunday morning, though water-quality levels remained poor.

So, this week, Q-Line wants to know, "Are Santa Monica beaches clean and safe enough to enjoy?"

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

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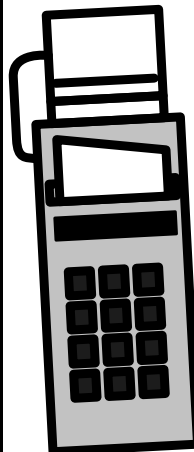
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OPINION

LETTERS

Thanks to voters, council

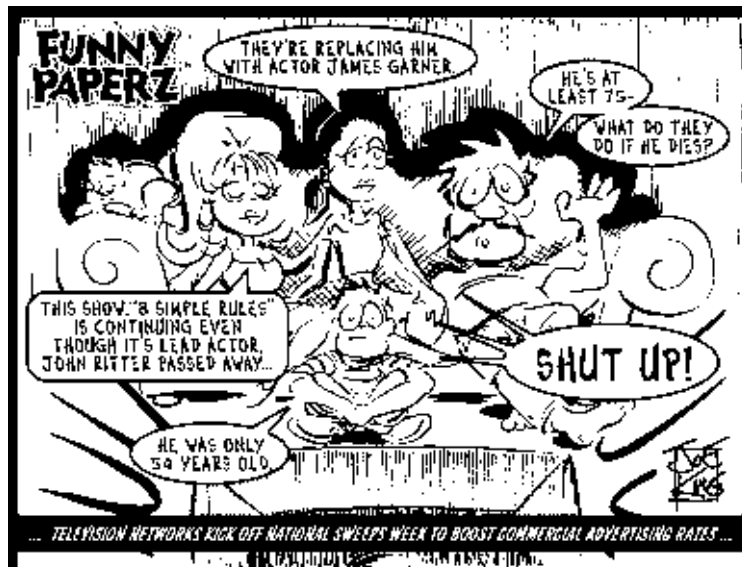
Editor:

As a parent and community member in the city of Santa Monica, I want to express my gratitude for the support that has been given to the Santa Monica-Malibu Schools. Thanks to the passage of Measure S and the Santa Monica City Council's grant, we will make it through the school year without severe cuts to school services.

I am also grateful to have the time to volunteer at Santa Monica schools where I see daily the necessity for a strong school infra-structure. Teachers and programs have high visibility, but without the support staff — the custodial and maintenance, security, nurses, the computer technicians, the librarians and textbook staff, and office workers, the teachers can't do their jobs, and the quality of education suffers. Many of these support positions are only being funded on a year to year basis through the generosity of the city.

Since the State of California is unable or unwilling to make education funding a priority, we must step up as a community to ensure that our students have a high quality public education. Next year will be upon us sooner than we think.

Chris Thornton
Santa Monica



Member: AACC, NCS, SCS, SCS, SCS

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Does America's left hand know what the right hand's doing?

NEWS
on the
EDGE

By Ron Scott Smith



■ "The enemy in Iraq believes America will run." The President was at it again Monday in Alabama with the tough-guy cowboy rhetoric at — what else — a fund-raiser where he added a cool \$1.85 million to his burgeoning campaign coffers while mourning the 16 latest victims, and the 376 total who have died in Operation Iraqi Freedom since March. Hand held out, he spoke with words of steel for those who must act on those words. "America will never run."

■ The Iraqification of Iraq has begun. That's the official terminology from Washington for whatever it is that's now taking place over there. Interesting concept isn't it? Take down a sovereign modernized nation in the "cradle of civilization" with brute military force, creating an ongoing scenario of mayhem and devastation, then generously begin making it into what it really always wanted to be — less one evil dictator, of course.

■ Or is he still there? When Saddam Hussein issued a taped statement last month warning the US to withdraw its

forces from Iraq "to avoid losses that will be catastrophic for America," he offered to help negotiate a peaceful surrender for US forces and that was good for a laugh. Wasn't it? Or was it? Was his plan all along the one unfolding on the streets, highways, and now — airways — across Iraq? Urban guerilla warfare is on, folks, and this is not what America bargained for. In a street fight where one guy's angry and the other guy's not, watch out for the guy who is. Did Hussein intentionally let the American take-over of his nation happen with virtually no resistance, knowing that the real battle would commence after the occupation was in place? This now appears to have been his strategy all along, and it's a strategy for which Rumsfeld and the invading forces appear to have no answer.

■ Newsweek magazine this week calls it "A War in the Dark," asking the pointed question, "Who is the Enemy?" Is the enemy the young Iraqi man who ran toward an American TV camera Sunday, after the Chinook was shot down, wildly waving the helmet of a fallen US soldier as though it was a trophy scalp from the battles of another place and time? That guy was speaking loudly, for many, and "Get out of my country," is what he said. And most Americans presumably were not angered at the sight. They didn't replay the scene over and over on television here to stir up venom — not even on

ultra-patriotic Fox News Channel, where war is clearly the answer.

■ Walk a mile in that guy's shoes. Visualize foreign military vehicles, impenetrable and armed-to-the-teeth, rolling up and down Wilshire or Ocean or Lincoln Boulevard, day after day, rolling across the bloodstained rubble left behind from a bombing campaign officially dubbed "shock and awe" by your attackers, which battered you into darkness months ago. Would you have any love lost for the occupiers, even if they did rid you of the dictator and his nasty regime? It's doubtful that even the most pro-American of the Iraqis would grieve over the GI's killed when that chopper was shot down, and that's the nature of the beast our sons and daughters, brothers and sisters, face there — sitting ducks, 24/7, no end in sight. And they "will never run."

■ Well, they are permitted to "run" home for a couple weeks on their "rest and relaxation" programs, and at least they're going to get discount fares from a couple of the airlines now. You see, the US government pays for the flights from Iraq to Maryland, and from there — you're on your own, soldier. They don't even fly them to their home base. Instead, the men and women who have their lives on the line over there daily for us, have to purchase expensive, last-minute fares once they reach the mainland. Delta and Southwest were the first to have merciful-

ly chipped in with special reduced rates, but don't you think maybe a few million from the billion dollar, sweetheart Halliburton contract to rebuild the "cradle of civilization" could be diverted to get these guys home to see their loved ones for a couple weeks without tapping out their credit cards before they head back — all expenses paid — into the heart of darkness for the next round?

■ Of course there are still a few extra bucks floating around Washington for the really important things. The Defense Department was quick to write a check out to one Ms. Linda Tripp this week in the amount of \$595,000 to settle the lawsuit she brought against them for releasing personal information to the media during her heroic ratting out of Monica that cleared the way for the impeachment of Clinton.

■ So the priorities are thankfully in order over there in the nation's capital these days. The other night Letterman had a clip of the President informing us of recent shifts in the power structure of his Defense team. "Now the left hand knows what the right hand's doing," he reassured us. But not so reassuringly, he held out his right hand when he said "left" and his left hand when he said "right." Everybody laughed. Everybody but the 376.

(Ron Scott Smith is a freelance writer and Santa Monica resident. He can be reached at Edgeofthewest@aol.com)

Opinions expressed are those of the writer and do not necessarily reflect those of the Santa Monica Daily Press staff. Guest editorials from residents are encouraged, as are letters to the editor. Letters will be published on a space-available basis. It is our intention to publish all letters we receive, except those that are libelous or are unsigned. Preference will be given to those that are e-mailed to sack@smdp.com. All letters must include the author's name and telephone number for purposes of verification. Letters also may be mailed to our offices located at 1427 Third Street Promenade, Suite 202, Santa Monica, 90401, or faxed to (310) 576-9913. All letters and guest editorials are subject to editing for space and content.

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LOCAL



Battle over living wage divides local officials

LIVING WAGE, from page 1

November 2002 ballot, was narrowly defeated. It would have required businesses along the beach grossing over \$5 million each year to pay workers between \$10.50 and \$12.25 an hour depending on their level of benefits.

The San Francisco law sets a lower requirement. But it doesn't exempt small businesses and isn't targeted at a certain geographical area of the city. Opponents cite these distinctions in contending the time hasn't come to raise the issue again in Santa Monica.

"This is not San Francisco," said Seth Jacobsen, a spokesman for the "No on JJ" campaign. "San Francisco is a much different situation. They had a far greater base of businesses ... It was a fairer distribution. Santa Monica's living wage ordinance was really a punitive slap at hotels, primarily, and the restaurant owners.

"The voters spoke. They weren't in favor of it," he added. "The city is facing a huge deficit. Now is not a time to be working on a living wage. Now is a time to work together, cooperatively, to resolve the issues related to wages."

Jacobsen said the Santa Monica Chamber of Commerce has been reaching out to local merchants and educating its members about activity in support of the living wage. Since the living wage was defeated last fall, some businesses have voluntarily raised wages and others have agreed to let their workers organize, which would make them exempt under the failed ordinance and presumably also under the new one, Jacobsen said.

On the flip side, other businesses are laying off employees, and all are struggling with a funky economy. Some are having to consider limiting their hours of operation to stay under the \$5 million threshold under which the living wage would kick in, Jacobsen added.

"There's all kind of defections going on in the business community and to throw this into the mix I think is a real mistake," he said.

California's hourly minimum wage is \$6.75. The federal requirement is \$5.15, an amount which was apparently intended for single workers. It is far below the fed-

eral poverty level for a full-time minimum-wage earner with a family.

The Tuesday vote makes San Francisco the third city in the nation to set its own wage threshold. Supporters now hope to build momentum for similar measures in other cities. One such effort, in Madison, Wisc., may appear on a ballot in March.

In Washington, DC, workers are already guaranteed \$1 more than the federal minimum, which Congress last raised in 1997. Earlier this year in New Mexico, the Santa Fe City Council set a local minimum wage of \$8.50 for all businesses with at least 25 employees.

San Francisco's measure is more ambitious because it doesn't exempt small businesses from the mandate. The new wage takes effect in 90 days for large for-profit businesses, and will be phased in over two years for nonprofit organizations and firms with fewer than 10 employees.

Supporters estimated that 27,000 San Francisco workers who currently earn below \$8.50-an-hour would directly benefit. The measure was opposed by the restaurant industry, which said it amounts to a job-killing raise for waiters who already earn tips.

City contractors are already required to pay their employees an hourly "living wage" of \$9 for nonprofits and \$10.25 for for-profit companies.

Some local officials said the difference between the San Francisco and Santa Monica measures is substantial.

"That's what they're passing as a living wage? It's a big difference," said City Councilman Herb Katz, who bucked the majority on City Council by not supporting Measure JJ. The City Council originally passed the law but later put it before voters, who rejected it.

Katz said he wants workers to earn a decent wage but said it would take a lot for him to switch his position.

"Here we go again," Katz said. "Unless they revise the thing entirely and make it reasonable and make it citywide. And even then I'm going to wonder, 'Are we competing with other cities and being fair to businesses?'"

(The Associated Press contributed to this report.)



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Christina S. Porter
 Senior Associate

Model shows potential for turning fuel to energy

BY DON THOMPSON
 Associated Press Writer

ANDERSON — The fires smoldering across Southern California have reignited the national debate over clearing out forest fuels that accumulate over decades and feed the flames.

Environmentalists, foresters and timber companies agree the brush and small trees choking vulnerable forests must go. But what to do with it?

The prevailing wisdom generally has been "that small trees are almost like toxic waste — there's no use for it," said Jeremy Fried, a research forester at U.S. Forest Service's Pacific Northwest Research Station in Portland, Ore.

But that smaller material and the branches of larger trees thinned from the forest can be used as biomass to fuel electric generating plants.

To pay for cutting the small stuff, President Bush in his Healthy Forests initiative has joined others proposing to let logging companies cut larger valuable timber in exchange for trimming the unmarketable smaller fire-prone material.

Fried and his colleagues at the Forest Inventory and Analysis Program have developed a complex computer model that can predict how much biomass exists within a geographic region, how much can profitably be transported to biomass plants, even where those plants should be built and how many years' supply of biomass is in the immediate vicinity to keep them running.

They presented their first full-scale model to the Society of American Foresters conference in Buffalo, N.Y., last month, a computer program that digested 6,200 samples in a 28 million-acre area of the Cascade Mountains down the spine of Oregon and the width of northern California.

They're now turning to a similar analysis of fire-prone geography across Arizona and New Mexico, a study they hope to complete this winter.

"This took on added urgency last year," Fried said, with the massive fires that swept the West. With the right combination of factors, "you can make the treatment pay for itself and make the forest more fire-safe."

Besides providing easy-burning fuel, smaller trees and brush can act as ladders that boost ground-burning fires into the treetops of mature forests, where it can be whipped from crown to crown in wind-driven firestorms.

The variables fed into the computer program take that into account. If removing the understory won't do enough to stop crown-fires, the scientists figure it's not worth cutting.

Other variables are financial. At what point does removing the material stop being profitable and require subsidies in order to convince private investors that it's worth building a biomass plant?

The computer considers how much of the material is close to a road, the steepness of the slope on which it sits, the density of the understory, and whether it's in a protected area like a park or designated wilderness.

That mimics real-life decisions, said Steve Jolley, fuel manager at Wheelabrator Environmental Systems Inc.

"You do it where you can, on the flat ground near where the roads are," said Jolley, who showed Fried and his crew

Shasta County's biomass industry last fall. "There's the model and there's the real world, and oftentimes they aren't the same."

There's a big contrast between California-Oregon, which have some of the highest concentrations of existing biomass plants, and Arizona-New Mexico, which have none, Fried said.

Northern California's Shasta County is perhaps the nation's biggest per capita user of biomass.

Here at the Wheelabrator plant at Anderson, semitrailers line up three at a time around the clock during busy periods. Giant hydraulic lifts effortlessly tip the trucks on end, spilling out their cargo of wood chips, nut hulls and other forest and agricultural waste onto giant conveyor belts that eventually feed immense steam-fed generators.

"This is a fuel hog," said General Manager George Woodward, able to devour upward of a half-million dry tons of woody material a year. Burning forest biomass "has always been sort of the pot of gold at the end of the rainbow for us."

When the 53 megawatt plant fired up in 1988, there was plenty of logging waste to burn. But the timber industry has faded, leaving the plant scrambling to find the fuel it needs to provide enough electricity to power nearly 50,000 homes.

The California-Oregon computer model shows there could be fuel enough to burn.

"The biomass plants are kind of expensive, so getting someone to build them means convincing them there is going to be a supply for more than a couple years," Fried said.

After plugging in all the variables, the model projects the region contains 4.55 million acres of land where biomass could be readily removed and would promote safer forests, of which 1.8 million acres would be so profitable the removal would pay for itself.

The projected 29 million tons of biomass is enough to keep four 50-megawatt electricity plants running anywhere from 17 to 42 years, depending on their location. The plants' combined output would power about 160,000 homes.

If the biomass is removed only from the most profitable areas, there is enough to power the plants from six to 16 years, depending on location. But if removal of trees over 7 inches in diameter is minimized, there would be enough to operate the plants less than three years.

That means there must be policy decisions whether to provide public subsidies of biomass plants and limits on the size of trees to be cut — as well as where to cut. If the brush and smaller trees are removed only in forests that ring mountain communities, there's not enough to make it worthwhile.

It's still the market-size trees — 7 inches in diameter and up — that makes it financially worthwhile for timber companies to also cut the smaller brush and trees. Indeed, 80 percent of the biomass coming out of the forest is the branches and trimmings from those larger trees.

"Most of the tonnage and certainly all the value is in the merchandisable trees," Fried said.

But many of them must be cut anyway if the thinning is to produce any fire safety. Otherwise the trees would still be close enough to permit fire to leap from crown to crown.

LOCAL □ NATIONAL

Exercise and diet: It seems to work for sea urchins

By The Associated Press

CORVALLIS, Ore. — Almost any doctor will tell you: Exercise and diet are keys to a longer life.

Well, it seems to work for the red sea urchin.

They eat only seaweed, rarely move more than a yard a day but easily live to be 100, sometimes twice that.

Thomas Ebert, a marine zoologist at Oregon State University, measured traces of radioactive carbon incorporated into shells to confirm earlier estimates of lifespan. The findings could challenge assumptions about tidal zone environment and rules for commercial harvest of sea urchins.

The largest red sea urchins, about 8 inches in diameter, are likely to be about 200 years old, according to calculations by Ebert and his co-author, John Southon at the Lawrence Livermore National Laboratory in California.

Even then, Ebert said red sea urchins show no obvious deterioration.

One born while Lewis and Clark were sloggng their way across the continent is as likely today to live another year as a youngster. And the oldsters produce more offspring.

"It seems unfair that these little things can do that, doesn't it?" Ebert said. The findings were published in Fishery Bulletin, a scientific journal.

Radioactive carbon helps estimate growth rates because very little was in the environment until the late 1950s, when atomic weapons tests began.

Ebert and Southon cut back pieces of urchin jawbones in small increments until they measured a steep drop in carbon-14, the radioactive isotope, coinciding with the onset of atomic testing.

That gave them a starting point to calculate an annual rate of growth in the jaw bones of animals collected off of Washington's San Juan Island.

Urchins never stop growing, but they grow very slowly, adding about one one-hundredth of a centimeter a year in jaw size.

Louis Botsford, a professor of conservation biology at the University of California at Davis, called the findings valuable, but said the age estimates remain somewhat uncertain.

"We can be positive that urchins can be at least 50 years old and more confident that they can probably reach even older ages," Botsford said.

Union, grocery store officials no closer to agreement

STRIKE, from page 1

as well as lower new hires' wages and benefits. Supermarket officials cite the slow economy, the rising cost of health care and the need to stay competitive with non-union companies like Wal-Mart, for not giving workers what they want.

The 850 Vons, Ralphs, Pavilions and Albertsons stores affected by the strike are losing a combined \$131 million every week, according to a recent report by Merrill Lynch & Co. analyst Mark Husson.

While picketers on Friday left their posts in front of all 300 Ralphs stores, it doesn't change the labor dispute, said Richard Cowan, secretary and treasurer of the Unified Food and Commercial Workers Union in Santa Monica.

Picketers instead are focusing on Vons and Albertsons, and asking shoppers to go elsewhere — sending them to locally owned stores and to Ralphs.

"We wanted to give (the public) a place to shop," Cowan said.

Since the picketers left, the Ralphs in Santa Monica has seen a sharp increase in business, according to a manager there.

About 70,000 union workers in Southern and Central California have been affected by strike, and about 75 percent are part-time employees, according to union officials.

Current part-time food clerks earn between the state's minimum wage of \$6.75 an hour and about \$12 an hour. Many have second jobs but have stayed in the food industry because of the "very good health plan," Cowan said.

Under the current contract, workers with health-care benefits have an average of a \$15 co-pay for doctor visits and prescriptions, Cowan said, adding no premium pay is required for individual or family coverage. Grocery store workers are prepared to pay up to a \$25 co-pay for a doctor's visit and \$25 or more for pre-

scriptions, Cowan said.

As for the full-time food clerks in Southern California, the current contract puts the top pay at \$17.90 an hour.

Under the new contract proposed by the supermarkets, new hires could only earn up to a maximum of \$15 an hour, and it could take them as many as 12 years before they reach the top income bracket, Cowan said.

With contract changes, retirees could pay up to \$200 a month for medical and dental coverage, and that could increase to \$400 a month with one prescription for specific ailments like heart conditions.

In the first year, the new contract asks workers to pay about \$40 a week for family coverage, but that number could be as much as \$95 a week by the third year, Cowan said.

"Almost everything (in the new contract) is aimed at eliminating food clerk jobs," Cowan said. "The whole thing is, ... 'here comes Wal-Mart.'"

But of course, supermarket officials disagree with the union's logic.

"I'm not quite sure where they're getting their figures from," said Albertsons' spokeswoman Stacia Levenfeld, adding that under the new contract, health care would cost employees \$5 a week for individual coverage or \$10 to \$15 a week for family coverage.

"I think everyone's aware of the fact that health care has skyrocketed," Levenfeld said, adding this is the first time Albertsons has asked employees to chip in for premiums.

Currently 92 percent of Americans share in the cost of premiums, Levenfeld said, and Albertsons has always offered a "very generous" health care plan.

For now Cowan said people running picket lines are making almost \$300 a week, while picketers earn about \$20 a day, adding that he has no clue when negotiation talks will continue.

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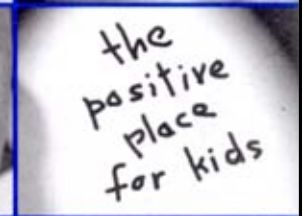
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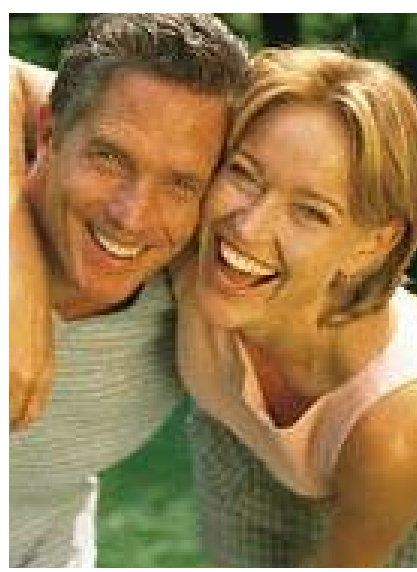
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NATIONAL

Legal experts: Killer's plea could undermine death penalty in Washington state

BY GENE JOHNSON

Associated Press Writer

SEATTLE — Legal experts say the plea bargain with the Green River Killer raises a thorny question: If the state of Washington is not going to execute someone who has confessed to murdering 48 people, how can it ever again put anyone to death?

It is a question of simple fairness: Under state law, the Washington state Supreme Court is required to review every death sentence handed out, and must consider whether the sentence "is excessive or disproportionate to the penalty imposed in similar cases, considering both the crime and the defendant."

Some lawyers say a death sentence for someone who killed one or two people could well be considered "disproportionate" when compared to what Gary Leon Ridgway got.

"People are concerned that if they don't seek the death penalty in the Ridgway case, it would not be permissible to seek it in any case," said University of Washington criminal law professor John Junker. "How do you find anybody who's done worse than he's done?"

That logic may have national implications.

When the U.S. Supreme Court cleared the way for the death penalty in 1976, it was with the understanding states would ensure it was being applied proportionally, said Richard Dieter, executive director of the Washington, D.C.-based Death Penalty Information Center.

In theory at least, someone on death row for a murder in Texas could appeal on the grounds it's unfair to execute him while Ridgway was spared.

"This is a glaring example that may even interest the Supreme Court," Dieter said Wednesday. "There will be appeals, and there may well be a review about the whole country's use of the death penalty. If it can't be applied more uniformly or predictably, maybe we shouldn't have it."

Ridgway, a 54-year-old truck painter, pleaded guilty Wednesday to the murders of 48 women in a deal that spares him from the death penalty for those slayings and assures him a sentence of life in prison without parole.

Washington state has executed four people since the resumption of capital punishment. Washington is one of 38 states with the death penalty.

Initially, King County Prosecutor Norm Maleng vowed he would not bargain with Ridgway over the death penalty, precisely for the reason of proportionality. It would be unfair not to apply it to the Green River Killer when the state has executed far less prolific killers, he said.

Roger Hunko, president of the Washington Association of Criminal Defense Lawyers, said another serial

killer in Washington state is already testing the proportionality argument.

Three years ago, Robert Yates confessed in Spokane County to killing 13 people, but he was then tried, convicted and sentenced to death for killing two other people in Pierce County.

Hunko, who represented Yates at trial, said Yates will argue on appeal: If Yates did not get the death penalty for 13 murders in one county, how can he get it for two in another?

Mark Roe, Snohomish County's chief criminal deputy prosecutor, said it is too soon to tell how sweeping an effect the Ridgway plea will have.

"We don't stop trying cases because we're pessimistic about what the Supreme Court will do with it some day," Roe said.

Resume of a serial killer: Gary Leon Ridgway

By The Associated Press

SEATTLE — Facts about Gary Leon Ridgway, who pleaded guilty Wednesday to murdering 48 women as the Green River serial killer.

■ Born Feb. 18, 1949, in Utah.

■ Moved to south King County when he was 11.

■ Graduated from Tyee High School in 1969, after being held back two grades.

■ Joined the Navy in July 1969, honorably discharged July 1971.

■ First marriage in August 1970; ended in divorce, January 1972.

■ Started working as a painter for Kenworth Truck Co. in August 1971.

■ Second marriage in December 1973. Son born Sept. 5, 1975. Marriage ended in divorce May 1981.

■ July 15, 1982, body of first known Green River victim, Wendy Lee Coffield, 16, of Puyallup, found in the river south of Seattle.

■ Ridgway comes to attention of Green River task force in 1984 disappearance of Marie Malvar.

■ In April 1987, detectives search Ridgway's house and take a saliva sample.

■ Third marriage, June 1988.

■ Arrested Nov. 30, 2001.

■ Legally separated from third wife September 2002.

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NATIONAL



In rural Oregon, a restaurant revolution takes hold

BY JULIA SILVERMAN

Associated Press Writer

TALENT, Ore. — Out front, the tiny restaurant off a weedy stretch of a southern Oregon highway looks almost abandoned, as though it's part of someone's past.

But around the back of New Sammy's Cowboy Bistro, the air smells of bread baking and gardens growing, things that are new and fresh and just beginning.

That new beginning is just what the restaurant's owners, Charlene and Vernon Rollins, were seeking almost 20 years ago when they boarded up their celebrated restaurant in Boonville, Calif., and headed north, leaving behind a trail of debts and confusion.

Once, the Rollinses were in the vanguard of the California cuisine movement that swept the country in the late 1970s and early 1980s, when pure, organic food was a revolution in taste, in a country where celebration dining had often meant fussy and French.

Charlene Rollins was then an apprentice with master chefs Alice Waters and Jeremiah Tower at Berkeley's famed Chez Panisse, while Vernon Rollins was a wine importer.

When they met and married, they knew they both wanted a restaurant where they could grow, raise and bake much of what they served.

They turned that into the New Boonville Hotel, about three hours and a world away from the Bay Area. Boonville is an isolated, funky town in California's Anderson Valley, where residents in the late 1800s came up with their own language to amuse themselves and confound outsiders.

The Rollinses were definitely outsiders there, especially after discriminating chowhounds from the Bay Area found them, and descended on the restaurant in droves.

"We began with a deep green vegetable puree sprinkled with herbs," Ruth Reichl, now the editor of *Gourmet* Magazine, wrote in her memoirs about a long-ago lunch at the New Boonville Hotel. "It was followed by pasta that looked like a Jackson Pollack painting on a plate: The noodles were as bright as marigolds, and they were tossed with goat butter and tangled with deep purple hyssop flowers. Then there was a sun-warmed salad, followed by duck grilled to the color of polished mahogany. Afterward we had raspberry ice cream...the cream seemed straight from nature, from happy cows who had spent their lives lapping up berries and sugar."

That same sun-warmed salad, with goat cheese, walnuts and bacon, is still on the menu at New Sammy's. But back in the Boonville days, the Rollinses were trying to make the cheese, pick the walnuts and grow the lettuce. It was an experiment in sustainability that ultimately proved unsustainable, especially as the restaurant grew in scale and popularity.

"We were very bad at communicating to our investors," Vernon Rollins said. "They saw it as a business, and we wanted to make it into a life, as the world's best restaurant."

One day, overwhelmed, the Rollinses simply closed the doors and drove away, leaving behind angry staff, employees and investors. They say they left behind the hotel,

Vernon Rollins' extensive wine collection, glassware and equipment, for their creditors to sell, and started over.

Among former investors, there's still some lingering bitterness. Narsai David, now food and wine editor at San Francisco radio station KCBBS, said he recovered most of the money he'd put into the New Boonville Hotel, but that "a number of other people lost enormous, really substantial sums of money."

What angers him now, David said, is the suggestion that it was the investors who doomed the New Boonville Hotel.

"To say they were forced out by the investors is just a cruel joke on themselves," David said. "Nobody forced them to fail. They ran a business and couldn't pay the bills. I don't wish them any ill-will — I like Vernon — but the guy screwed up. Don't blame it on other people."

After their flight from Boonville, the couple, along with their newborn son Sammy, bounced from the kitchen of an inn in France to a pizza parlor in Seattle and a golf club restaurant in Ashland, Ore., where Charlene was called on to turn out prosaic club sandwiches, the kind stuck through with toothpicks.

They landed in Ashland to be with Charlene's ailing mother in 1989, just before the town, home to the Oregon Shakespeare Festival, truly took off as a destination for Bay Area retirees, big city refugees and theater enthusiasts.

Through all of it, the Rollinses never stopped looking for a new restaurant site.

In 1989, they found the building that would become New Sammy's, ramshackle but intact, and equipped with a kitchen from a previous incarnation. They rented it for \$350 a month, and named it in honor of their son, who idolized cowboys.

When New Sammy's opened, it had six tables, with just Charlene and a still-small Sammy in the kitchen and Vernon out front, waiting tables. Business lagged with no budget for advertising, so the Rollinses depended on word of mouth. But they had made some friends in Ashland, and word got around, slowly at first, then louder and stronger.

Today, there are still just six tables at New Sammy's, and Charlene serves just 30 or so meals a night. But diners need to call three weeks in advance, especially during theater season in Ashland, and the restaurant has been hailed by *The San Francisco Chronicle* and *Gourmet* as one of the best regional restaurants in the country.

The irony is, after all these years, Vernon and Charlene Rollins got just what they wanted: New Sammy's is their New Boonville Hotel, only pared back to a more sustainable size.

They have even planted a garden on the seven acres surrounding New Sammy's, which bursts now in winter with brussel sprouts, parsnips, beets, kale, garlic, leeks

and cabbage.

The lemon verbena growing outside the kitchen door shows up on the menu, in a grilled pork rib chop paired with a lemon verbena brine, and again in a fall fruit pudding studded with lemon verbena ice cream.

There's a bakery on site, and no investors this time. The man who owned the property eventually offered to let them buy it in installments, using the rent they'd already paid as a down payment.

Like the old days, the restaurant and their lives are interchangeable. They're there every day from mid-morning until midnight. Sammy Rollins, now 17 and no longer a cowboy devotee, is homeschooled at the restaurant, and washes pots at night.

They say they are visited often by wistful chefs, who look at them living where they work, harvesting what they serve, and yearn for their life. And the two said they would never want to compete in a big-city market, stacking high-profile restaurants onto his resume like so many layers of a tart.



briefs

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NATIONAL

GOP takes governorships in Kentucky, Mississippi

BY ROBERT TANNER

AP National Writer

With a presidential campaign only months away, Republicans picked up two governorships in the South, ousting Mississippi's Democratic incumbent and seizing Kentucky's top job for the first time in 32 years.

GOP Washington lobbyist Haley Barbour unseated one-term Democratic Gov. Ronnie Musgrove, while in Kentucky, three-term Republican Rep. Ernie Fletcher defeated Democratic Attorney General Ben Chandler.

President Bush loomed large in both campaigns, and he's sure to claim a boost from the victories. He stumped for both GOP candidates, while Democrats in Kentucky tied their opponent to Bush's economic policies and Musgrove dismissed his challenger as a "Washington insider."

Barbour, a former head of the Republican National Committee who said his connections would help Mississippi, told a crowd of supporters: "Get ready to accentuate the positive."

With 95 percent of precincts reporting, Barbour got 53 percent, or 449,041 votes, to Musgrove's 45 percent, or 384,693 votes. With 100 percent of precincts reporting in Kentucky, Fletcher, a three-term congressman, defeated Chandler, polling 55 percent, or 593,489 votes, to the Democrat's 45 percent, or 484,931 votes.

Democrats saw a few bright spots. Philadelphia's Democratic Mayor John Street handily defeated Republican businessman Sam Katz, 59 percent to 41 percent. And Democrats took control of the New Jersey Legislature, breaking a 20-20 tie in the state Senate and defeating the GOP's top Senate leader.

But in the Kentucky and Mississippi races, campaigns tried out strategies that could play out in next year's presidential race. And Republicans were already crowing.

"The Democrat strategy was negative attacks and tying Ernie Fletcher to President Bush and making this race a referendum on the president's economic policies," Republican National Chairman Ed Gillespie said. "The Democrats had their referendum and got their answer."

Mississippi Democrats criticized Barbour for his connections and years spent in Washington as Bush, Vice President Dick Cheney and other top GOP officials came to campaign for him — and as Musgrove distanced himself from national Democrats.

In Kentucky, party activists argued that a vote for Chandler would tell the White House its economic policy is a failure.

Republicans went into the election holding seven of 11 governorships in the South, having turned out Democratic chief executives in Alabama, South Carolina and Georgia last year. With Arnold Schwarzenegger's victory in California last month and victories for Fletcher and Barbour, Republicans will hold 29 governorships

nationwide.

One more governor will be elected this year, also in the South. The race to replace term-limited GOP Gov. Mike Foster goes before Louisiana voters Nov. 15. Democratic Lt. Gov. Kathleen Blanco will face Republican Bobby Jindal, a former health policy adviser in the Bush administration.

Racial issues flared in both states — Musgrove ran ads reminding voters of a divisive and unsuccessful 2001 referendum to change the state flag to remove a Confederate emblem, and Election Day brought claims of intimidation at largely black precincts. Kentucky Democrats complained about a GOP plan to put observers at black precincts, but no problems materialized.

Musgrove won his seat four years ago in Mississippi's closest governor's race ever. This year's contest broke state records; Barbour raised at least \$10.6 million and Musgrove at least \$8.5 million, with heavy support from national parties.

Philadelphia, Houston, San Francisco ...

By The Associated Press

■ Philadelphia's Street defeated Katz in a rematch of their 1999 battle. Street got a bounce in the polls after it was learned that the FBI bugged his City Hall office; Street and his supporters have portrayed the investigation as an attempt by the Bush administration to bring down a black politician. Federal prosecutors have denied that.

■ Houston businessman Bill White, a Democrat, will face a December runoff against former city councilman Orlando Sanchez, a Republican. Mayor Lee Brown, the city's first black mayor, cannot seek a fourth term.

■ San Francisco was picking a new mayor; Willie Brown is barred from seeking a third term. Wealthy entrepreneur Gavin Newsom, who sought to get panhandlers off city streets, will face a runoff against a Green Party candidate, Board of Supervisors President Matt Gonzalez.

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WORLD BRIEFLY

President declares emergency

By The Associated Press

COLOMBO, Sri Lanka — Sri Lanka's political crisis deepened Wednesday when the president declared a state of emergency, but officials insisted she wouldn't restart a bloody 20-year civil war and would honor a shaky cease-fire with Tamil Tiger rebels.

President Chandrika Kumaratunga further asserted her power across the troubled island nation as her rival Prime Minister Ranil Wickremesinghe was scheduled to go ahead with talks in Washington with President Bush later Wednesday.

The crisis began Tuesday when Kumaratunga — who accuses the prime minister of being soft on the rebels — fired three top ministers, suspended Parliament and deployed troops around the capital.

The emergency order was certain to infuriate the Tiger rebels, who have fought a two-decade war for independence for the country's Tamil people, but have held to a cease-fire with the government for more than 18 months.

The state of emergency was to go into effect at midnight Thursday to let the government "take stock of the security situation," senior presidential aide Eric Fernando told The Associated Press.

It allows the military to enter homes without search warrants, arrest people without reason and hold them for lengthy periods. It also gives the president the power to enact laws and extraordinary control over the media.

West Bank closures lifted

By The Associated Press

JERUSALEM — Israeli defense officials promised to lift internal closures around all West Bank Palestinian towns except two on Wednesday as a gesture to Palestinian Prime Minister Ahmed Qureia who is trying to form a new government.

Qureia and Palestinian leader Yasser Arafat were unable to settle their differences Tuesday over who would control security forces, stalling the formation of a new Cabinet.

Israeli forces, in reaction to suicide bombing attacks, have encircled the main Palestinian population centers for two months, banning most travel and further stifling the battered Palestinian economy.

In what they described as a gesture to Qureia, Israeli defense officials said that on Wednesday soldiers would lift internal closures around all West Bank Palestinian towns, except for Jenin and Nablus in the north. The officials, speaking on condition of anonymity, said additional roadblocks might be removed as well.

Highway chase turned deadly

By The Associated Press

CASA GRANDE, Ariz. — A highway chase turned deadly when immigrant smugglers opened fire at a rival group, killing four people and wounding five, authorities said.

Four suspects were arrested in the desert Tuesday, following the deadly chase.

Smugglers in a van chased down a pickup and sport utility vehicle carrying other smugglers and illegal immigrants, said Pinal County Sheriff Roger Vanderpool.

"This was clearly a retaliation to send a message," Vanderpool said. One group had taken the other group's smuggled immigrants earlier, he said.

Passengers in the pickup and SUV didn't return fire, Vanderpool said. The driver and three men traveling in the pickup were killed.

Several hours later, authorities arrested four people suspected of being the gunmen who had abandoned the van and fled into the desert near Chandler, said Border Patrol spokesman Rob Daniels. Three firearms were recovered.

'The Reagans' go to cable

By The Associated Press

NEW YORK — Anybody who wants to see the television miniseries "The Reagans" will now have to pay for it.

After taking "The Reagans" off its schedule in the face of political pressure, CBS said Tuesday it would license the film to Showtime, a corporate cousin and pay cable network.

"A free broadcast network, available to all over the public airwaves, has different standards than media the public must pay to view," CBS said in a statement. "We do, however, recognize and respect the filmmakers' right to have their voice heard and their film seen."

CBS' decision was applauded by fans of the former president, who were worried the film scheduled to air Nov. 16 and Nov. 18 would distort Ronald Reagan's legacy.

Yet critics disgusted by the furor of a movie virtually no one has seen — part of a trend of pre-emptive strikes on controversial entertainment projects — said a dangerous precedent was set.

"If the decision not to air 'The Reagans' was made in response to political pressure, it will have a chilling effect on future creative efforts in this genre," said Herb Sargent, president of the Writers Guild of America, East.

CBS said it was not bowing to political pressure, but said it was concerned about balance when the movie it ordered as a love story about Ronald and Nancy Reagan turned out politically pointed.

HealthSouth founder freed

By The Associated Press

BIRMINGHAM, Ala. — HealthSouth founder Richard M. Scrushy was freed on \$10 million bond after becoming the first CEO charged under a new federal law meant to crack down on corporate corruption.

Accused of heading a conspiracy to overstate earnings at the health care giant by \$2.7 billion since 1996, Scrushy is set to stand trial starting Jan. 5.

Scrushy pleaded innocent in a hearing Tuesday after surrendering to federal authorities. In a message posted on his personal Web site, Scrushy said he was glad to have a chance to clear his name.

"The truth will emerge as I am able to confront my accusers and prove my innocence before a jury of my peers and the watchful eyes of our public," the statement said.

Prosecutors said that because Scrushy's compensation was tied in part to HealthSouth's performance, he pocketed \$267 million in salary, bonuses and stock options and bought yachts, luxury cars, fine art and jewels.

Scrushy, 51, was named on 85 counts including fraud, conspiracy and money-laundering. His bond was secured by his three homes, 360 acres of plantation property and nearly 300,000 shares in HealthSouth stock.

Turkey: More reservists needed

By The Associated Press

WASHINGTON — Turkey's reluctance to send troops to Iraq without clear support from U.S.-installed

Iraqi leaders could deal a major blow to U.S. efforts to attract other countries' help against an increasingly deadly resistance.

Tuesday's statements by Turkey's ambassador explaining the decision to stay out made clear that Pentagon officials, lacking any fresh infusion of allied troops, will have to send thousands more U.S. reservists to Iraq early next year.

Bush administration officials had hoped a U.N. Security Council resolution approved last month would persuade reluctant allies to send more forces to help in Iraq. No additional countries have contributed forces since.

Turkey had been the most likely. But Turkey's ambassador to the United States, Osman Faruk Logoglu, said his country will not send troops without an explicit invitation from the U.S.-appointed Iraqi Governing Council, some of whose members, particularly Iraqi Kurds, vigorously oppose the idea.

Partial victory for pro-lifers

By The Associated Press

WASHINGTON — President Bush is handing abortion opponents a victory sought through seven years of political battle as he signs legislation that bans some abortions.

The president's signature represents an end to a legislative crusade that began when Republicans captured the House in 1995. Former President Clinton twice vetoed similar bills, arguing that they lacked an exception to protect the health of the mother.

But for abortion rights advocates, the current president's action simply moves the fight over a procedure opponents call partial birth abortion from Congress to the courts.

The bill Bush has said he was pleased to usher into law Wednesday forbids an abortion, generally performed in the second or third trimester, in which a fetus is partially delivered before being killed, usually by having its skull punctured.

Opponents attacked it in three separate challenges even before it became law, with lawsuits filed Friday in federal courts in San Francisco, Omaha, Neb., and New York City. Hearings were scheduled Wednesday on all three suits' request for temporary restraining orders that would block the law from taking effect.

Dean lets supporters decide

By The Associated Press

MANCHESTER, N.H. — Democrat Howard Dean is turning over the most important decision of his presidential campaign to 600,000 supporters, asking them whether he should join President Bush and abandon the federal election financing system.

"I am putting this decision in your hands to prove that while this president may let his most powerful contributors shape his policies, the next president will be beholden to only the people," Dean said in a speech prepared for delivery Wednesday at New York's Cooper Union.

Excerpts were obtained by The Associated Press on Tuesday night as the campaign prepared to survey supporters in a high-tech tally that Dean's rivals — and some of his own aides — believe will result in him opting out of the federal system.

Just eight months ago, the former Vermont governor committed to accepting taxpayer money and spending limits that come with it. But Dean now argues that the spending caps put any Democratic nominee at a disadvantage against Bush, who plans to reject taxpayer money for the second time and raise upward of \$170 million.

Dean is casting his potential abandonment of the system as a way to empower his supporters, many of whom are new to the political system, and legitimize his promise to fight Washington special interests on behalf of ordinary Americans.

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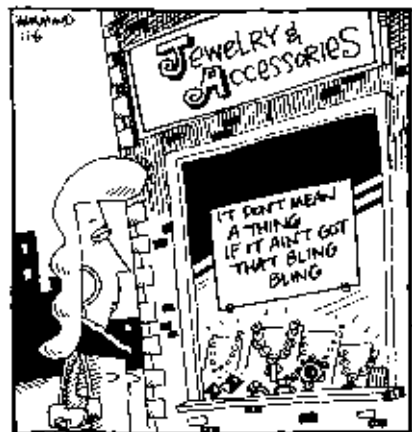
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- Goes down
 - Suit
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 - Words of speculation
 - Highlander
 - Candles
 - Depleted
 - Brooch
 - Area code
 - Fishing pole
 - Salary
 - Kitchen fixture
 - Language test
 - Depend
 - River floater
 - European capital
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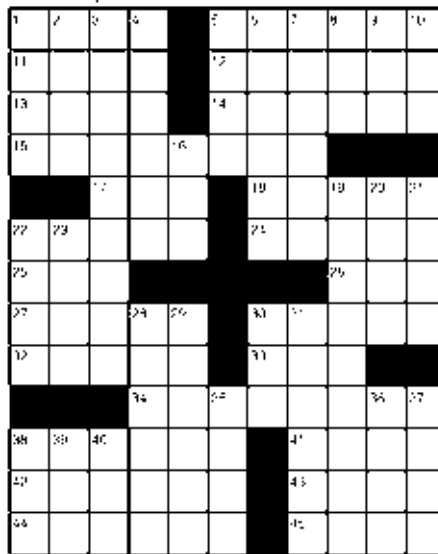
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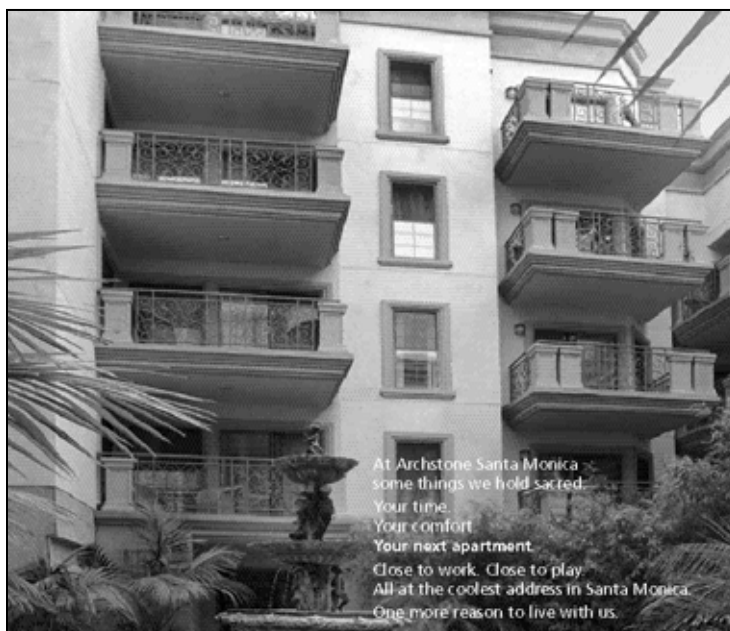
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PEOPLE IN THE NEWS

Evanscence's lead guitarist splits during world tour

By The Associated Press

■ **LITTLE ROCK, Ark.** — Evanscence lead guitarist Ben Moody has abandoned the group's world tour, and planned to meet Wednesday with representatives of his record label in Los Angeles.

"Ben is not on the current dates," Steve Karas, a spokesman for Wind-up Records and one of Evanscence's producers, told The Associated Press Tuesday.

There is no word on when — or if — he'd rejoin the group, Karas said. Moody was spotted Monday night by staff at Juanita's, a Little Rock bar. Karas wouldn't say when or why Moody left the group.

Evanscence's CD "Fallen," featuring the hit "Bring Me to Life" from the movie "Daredevil," has sold more than 6 million copies worldwide since its March debut, according to Wind-up Records.

The rock group is scheduled to perform Nov. 16 at the American Music Awards in Los Angeles, where they're nominated for best pop/rock album. It wasn't immediately known whether Moody would make that appearance.

Evanscence has been on tour since August and is scheduled to play dates in Glasgow, Scotland, and London this week with another Wind-up act, Finger Eleven. The band also is set to play Nov. 19 in Mexico City before returning to the United States for a set of concerts with Seether and Finger Eleven starting Nov. 21 in Tucson, Ariz.

Moody's departure comes after the band was named Best International New Artist at the MTV Latin Awards in Miami Beach, Fla., on Oct. 23. The group also is up for three MTV Europe Awards — best group, best new act and best song — to be awarded Thursday in Edinburgh, Scotland.

■ **MOUNT CLEMENS, Mich.** — Screeching guitars, thumping beats, barely dressed women and even an R-rated version of "Frosty the Snowman."

Only Kid Rock could put on a Christmas show like this.

The Detroit-based rap-rockers taped a concert Tuesday night for a 90-minute holiday-themed television special.

"A Kid Rock Christmas," to air Dec. 14 on VH1, will include clips from Tuesday's show, an animated short that features Kid Rock doing his own version of "The Twelve Days of Christmas" and a video excerpts of him eating Christmas dinner with his family and friends.

Kid Rock, whose real name is Robert Ritchie, treated fans at the Emerald Theatre to several songs from his new album, which will be released next week. Among them was the first single, a cover of Bad Company's 1975 hit, "Feel Like Makin' Love."

Wearing a white sleeveless undershirt, black jeans and his signature black hat, Kid Rock early in the evening sang a verse that said it all: "I'm a long-haired, redneck, rock-n-roll son of Detroit."

He said the night was his "way of saying, 'thank you,' to the great people of Michigan for supporting me all of these years."

■ **LOS ANGELES** — Oscar-winner Irwin Winkler will receive the American Society of Cinematographers' Board of Governors Award.

Winkler, 72, will be honored at the association's awards celebration Feb. 8, 2004, at the Century Plaza Hotel.

"Irwin Winkler has earned the admiration and respect of our members for his extraordinary work as a producer and director of artful and meaningful films that linger in your memory long after you have seen them," Owen Roizman, chairman of the organization's awards committee, said Tuesday.

Winkler won best picture honors for 1976's "Rocky," which he co-produced with Robert Chartoff.

He began his career in 1967 with the Elvis Presley movie "Double Trouble." He went on to produce 1969's "They Shoot Horses, Don't They," 1980's "Raging Bull," 1983's "The Right Stuff," 1990's "GoodFellas," and 1992's "Night and the City."

Winkler is being honored for advancing the art of making movies. Past award recipients include Gregory Peck, Steven Spielberg, Martin Scorsese, Warren Beatty, Robert Altman, Francis Ford Coppola and Jodie Foster.

■ **NASHVILLE, Tenn.** — Country singers Lorrie Morgan and Sammy Kershaw have each filed for orders of protection against each other.

A judge will decide the matter at a hearing within 15 days. The two were married in 2001.

Morgan filed for an order Monday and Kershaw asked for his Tuesday, saying she put her chest against him, pushed him back and "tried to provoke me."

Morgan, 44, has had hits including "What Part of No" and "I Didn't Know My Own Strength." Kershaw, 45, has had hits such as "She Don't Know She's Beautiful" and "Love of My Life."

The two have recorded duets including "He Drinks Tequila" and "Maybe Not Tonight." They also have a Nashville chicken restaurant together.

■ **ROMULUS, Mich.** — Television talk show host Montel Williams was fined \$100 after authorities at Detroit Metropolitan Airport found him with marijuana paraphernalia.

Williams, who has multiple sclerosis, has been prescribed medicinal marijuana to treat the disease, The Detroit News reported. The 47-year-old paid the fine Monday night, boarded a flight and left Michigan.

"He has prescriptions for many different medications for MS," a statement on his behalf read. "One of the medications he has been prescribed to alleviate his chronic pain is medical marijuana."

Messages from The Associated Press seeking comment from producers of Williams' talk show weren't immediately returned.

Airport police referred calls to airport spokesman Mike Conway, who declined to comment on the matter.



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