

TUESDAY KENTUCKY KERNEL



Kernel's bowl game guide 16

December 9, 2003

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Smoking ban to face appeals court

Food and beverage association's appeal hopes to delay, prevent smoking ban from taking effect on Thursday

By Darish Shafa
STAFF WRITER

With only two days before it is set to go into effect, Lexington's smoking ban is still coming under fire.

The Lexington-Fayette Food and Beverage Association

then filed an appeal Nov. 26 and requested that the Kentucky Court of Appeals hear the case and stave off the ban until a decision on its legality could be reached.

The appeals court will decide whether to grant a temporary injunction to delay the smoking ban yet again or to deny the injunction and allow the ban to proceed.

The Food and Beverage Association then filed an appeal Nov. 26 and requested that the Kentucky Court of Appeals hear the case and stave off the ban until a decision on its legality could be reached.

At-large Councilman Dr. David Stevens, a retired physician, said he is confident the ban will go through but is unsure of how long the legal battle will continue.

"It think it will withstand the legal challenges," he said. But John Walters, an attorney for the business owners who oppose the ban, is confident his client's rights

See BAN on 2

Generic drugs are as effective as name brands

In order to save money without losing quality, doctors, experts suggest choosing generic drugs

By Clay White
CONTRIBUTING WRITER

With flu season upon us, many doctors suggest reaching for the less costly, but just as effective generic drugs, as opposed their name-brand counterparts.

Dr. John Armitstead, director of UK pharmacy services, said he goes for generic drugs 98 percent of the time.

"They're effective as well as safe and at reduced cost," said Armitstead, who is also the assistant dean for Medical Center pharmacy services.

According to the non-partisan Congressional Budget Office, generic drugs cost 25 to 75 percent less and save consumers an estimated \$8 billion to \$10 billion annually at retail pharmacies.

While the cost reduction depends on the product, Armitstead advises against classifying them as "cheap."

"We don't necessarily want cheap drugs but cost-effective drugs," he said, stressing that quality and effectiveness at a good price is the most important thing.

Erica Shalters, a biology sophomore, said she regularly has painful bouts of acid reflux.

Tired of the high co-payments — the portion of the fee the consumer pays — for her brand-name prescription, she switched to its generic equivalent.

"As a student, you usually want to go with what's cheaper," she said.

Price isn't the only aspect the drugs differ in, said Syam Murty of Murty Pharmaceuticals, a Lexington-based pharmaceutical company.

"They differ only in color, possibly shape, in name and in price," he said. "The active ingredients are the same and from a biological activity standpoint, they should be equivalent to the brand-names, though they may not be at the same dosage."

Armitstead said generic drugs may not differ in effectiveness but do differ in efficacy — the drug's potency.

For example, a generic drug may have to be taken two or three times a day, while a brand name may require only one dose daily.

Dr. Gregory Moore, director of University Health Service, said that this is what consumers must decide — whether the added efficacy or convenience that a brand name offers is what they want.

Moore added generic drugs are just as safe as name brands.

"Maybe 15 years ago when the generic drug industry was just burgeoning they weren't, but now they're fine and are held to same health standards by the FDA (Food and Drug Administration)," Murty said.

Moore said that due to the high cost of prescription drugs many health insurance companies are dropping coverage for all drugs.

Many students, though, can receive medical drugs for free or at a reduced cost through primary care at the University Health Service on the first floor of the Kentucky Clinic, Moore said.

"There is a small number of primary care drugs for a reduced cost," he said. "Other drugs the student has to pay retail prices for unless they have student health insurance."

By state law, a pharmacist must give the patient the generic equivalent of the drug a doctor prescribes unless they specifically request the brand name, Moore said.

"People should consult with their pharmacist to see what's best for them," Armitstead said. "They need to talk to their pharmacist about what's possible to reduce the cost and get a quality product and ask why and how they should take the medicine."
E-mail
kernel@uky.edu

Hours of operation

The outpatient pharmacy in the Kentucky Clinic is open from 8 a.m. to 6:30 p.m. Monday through Friday, 9 a.m. to 7 p.m. Saturday and is closed on Sundays.

"I get nervous (in front of large crowds), but I love playing the piano. I love playing music."

— Professor Cliff Jackson



BLAKE DENNIS | KERNEL STAFF

Away from class time, into spare time: Professors enjoy hobbies and activities outside of the classroom
Above: Music professor Cliff Jackson plays a piece from *Die Fledermaus* in his office in the Fine Arts building. | See SCENE page 3

Patton clears way for Fletcher

Gov. Patton to concede power today to first GOP governor in more than 30 years, won't comment on successor

FRANKFORT, Ky. — Gov. Paul Patton spent his final day in office Monday receiving well-wishers and wrapping up paperwork. He commuted a death sentence and penned a good-luck note for his successor, Ernie Fletcher.

Fletcher awaited a swearing-in just past midnight in the Capitol Rotunda, completing Kentucky's transition to a Republican administration for the first time in 32 years.

A public inauguration, with the full pomp of a parade and a series of inaugural balls, is to take place this

morning and into the night.

The outgoing and incoming governors met Monday when Fletcher dropped by Patton's office to inspect his transition team's redecorating job, which included replacing the office's green carpeting with a vivid red.

Patton declined comment on the redecoration and said he planned to be equally circumspect about his successor's policies.

"I think the most dignified thing an ex-governor can ever do is keep his mouth shut," said Patton, whose po-

litical ambitions were derailed by the scandal of his two-year extramarital relationship with former nursing home owner Tina Conner.

Patton at first denied, then tearfully acknowledged his affair with Conner. He has consistently denied doing anything illegal or misusing his power to help Conner — or to harm her businesses after the affair, as she alleged in a sexual harassment lawsuit last year.

"I'm very confident we have run as honest an administration as has ever been in this town," said Patton, who was quick to add: "I certainly regret some things."

Patton was chairman of the National Governors Association in 2002, positioning himself to run against Republican U.S. Sen. Jim Bunning in 2004, when the revelation of the affair abruptly ended his political career.

One of Patton's last-day visitors was a predecessor, former Gov. Julian Carroll, who said in an interview that Patton had been a good governor, notwithstanding his "in-discretions."

"Unfortunately, history doesn't always pay the most attention to the most important things," said Carroll, whose own administration,

See PATTON on 2

Extended Forecast

Wednesday
Partly Sunny

Thursday
Mostly Sunny

Friday
Partly Sunny

57 | 30
HIGH | LOW

41 | 24
HIGH | LOW

40 | 26
HIGH | LOW

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INSIDE

BCS championship picks: man vs. machine | PAGE 6
Ozzy Osbourne seriously injured in ATV accident | PAGE 3

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ALL THE NEWS THAT FITS

The Low-down



I just think the world needs to pray for our town and our children. It's sad. I don't think anybody meant to hurt anybody. It was just kids getting carried away."

— Donna Todd, mother of stabbing victim's friend

Trial to desegregate schools more begins

LOUISVILLE, Ky. — A federal trial began Monday over whether the Jefferson County school board may consider race and gender in assigning students to schools. The case in U.S. District Court revolves around school choice and desegregation. It's the first to go to a federal trial since the Supreme Court in June upheld the University of Michigan law school's affirmative action program but struck down the point system for minorities at the undergraduate level. The plaintiffs, a group of parents whose children were rejected from "traditional" schools because they are white. The plaintiffs contend that the board's setting of a range of racial quotas is not narrowly tailored to meet constitutional muster. They said it also violates a 2000 ruling by the court against using racial quotas in magnet schools. The school board's attorney Byron Leet, said in an interview that maintaining desegregation is "a lot more compelling at the kindergarten level than at the law school level." In the first day of the week-long trial, the plaintiffs' attorney, Teddy Gordon, told Chief Judge John Heyburn that the board is "trading off" better education for diversity. Holding up desk-size placards with schools' standardized test scores, Gordon argued that students enrolled in traditional programs do better than those in nontraditional programs. "It's certainly a significant case," he said. Jefferson County has eight such schools and several programs within other schools. According to the policy, a school must maintain a number of black students between 15 and 50 percent of its enrollment. It does not distinguish other minority groups, such as Hispanics and Asians.

Tobacco producers face more quota cuts

LOUISVILLE, Ky. — Tobacco growers could be hit by another double-digit cut in production quotas next year, an agricultural economist said yesterday. Will Snell, a UK tobacco economist, predicted that the quota for flue-cured tobacco could drop by nearly 22 percent. Farmers in the burley tobacco belt won't likely face such a drastic cut, but their quota could fall by 10 percent to 15 percent, Snell said while speaking at the Kentucky Farm Bureau's annual convention. Quotas are government allotments that dictate how much leaf farmers can grow under a program that also sets price controls. Marshall Coyle, first vice president of the Kentucky Farm Bureau, said most tobacco farmers seemed resigned to another cut in production. "But I think we're all still going to be disappointed," he said. "It's one of those things you hope maybe you can dodge the bullet this time." The burley quota has been cut nearly 60 percent since 1997, resulting in a



A woman who alleged sexual harassment by Arnold Schwarzenegger filed a libel lawsuit yesterday against the governor, saying his staff falsely suggested in an e-mail that she was a convicted felon. Rhonda Miller, who alleges the actor groped her when she was working as a stunt woman, says she has never been arrested and that the false information about her was broadcast on national television reports.

An attorney for Schwarzenegger dismissed the lawsuit as an attempt to gain publicity. With attorney Gloria Miller by her side, Miller made the groping allegations in an Oct. 7 news conference. Within hours, the Schwarzenegger campaign sent an e-mail to several reporters directing them to the Los Angeles Superior Court Web site, instructing them to type in Miller's name. That produced court records for a woman with a long criminal record. Schwarzenegger attorney Marty Singer denied that Walsh's e-mail suggested Miller had a criminal record.

dramatic drop in tobacco income. In 1998, Kentucky tobacco cash receipts reached a record \$929 million. This year, tobacco income will dip below \$500 million, despite high prices, Snell said. Kentucky is the nation's leading burley producer. Snell based his projections in part on a 10 percent decline in the amount of flue-cured tobacco that the domestic tobacco companies intend to purchase next year. Other factors in determining quota are tobacco exports and the amount of leaf in surplus stocks. The purchase intentions for flue-cured leaf are usually a good barometer for gauging demand for burley tobacco, Snell said. Cigarette makers won't reveal their need for burley until next month.

Boy stabbed, killed on Okla. school bus

FORTNER, Okla. — A 16-year-old boy was stabbed to death on a school bus yesterday by a fellow student, who was arrested after jumping out the rear door and running off, police said. Investigators said they had not established a motive for the slaying. A report on the Web site of KTUL-TV of Tulsa, quoting school Superintendent Jim Borin, said there had been disputes between the boys, both of them sophomores. At a news conference, however, Borin and Oklahoma State Bureau of Investigation deputy inspector Dennis Franchini said they "knew of no conflict between the boys." "The information is sketchy as to any prior relationship between the two," Franchini said. The killing took place aboard a bus traveling down a rural road to Porter High. Ten other students, ages 9 to 15, were aboard. The victim was killed with a large kitchen knife, authorities said. The boy suspected in the killing was found hiding near a pond about three miles away. The boys' names were not released. Borin said counselors were speaking with the other children. "It's been a pretty traumatic thing for those kids that were on the bus," he said. Donna Todd's 15-year-old son, Jacob, was friends with the victim. "I just think the world needs to pray for our town and our children," said Todd, 37. "It's sad. I don't think anybody meant to hurt anybody. It was just kids getting carried away."

Congress approves anti-spam legislation

WASHINGTON — Congress yesterday approved the first national effort to stem the flood of unwanted e-mail pitches offering prescription drugs, cheap loans and other come-ons. President Bush has indicated he intends to sign the measure into law. Indeed the White House revamped its own e-mail system this summer over a flood of so-called spam. Clogged inboxes have become a leading irritation among Internet users, an increasing business expense for companies and a popular target for Washington interest before an election year. The House voted without dissent to approve slight changes Senate lawmakers made to the "can spam" legislation, which would outline the shadiest techniques used by the Internet's most prolific e-mailers, who send tens of millions of messages each day.

— COMPILED FROM AP WIRE REPORTS

BAN

Continued from page 1

will be upheld.

"We feel very strongly about our position," said Walters. "We feel it's important that (businesses) have the choice to allow people to smoke in their establishments."

Both Stevens and Phil Scott, an attorney for the Lexington-Fayette Urban County Government, cited examples of other cities that enforce smoking bans.

According to the data that the Urban County Council considered before passing the ban, cities like Scottsdale, Ariz. and Toledo, Ohio suffered no lasting negative impact to businesses.

Walters emphasizes that those other cities are not Lexington.

"Based upon the clientele that my clients have, there would be a definite negative impact to their business," Walters said.

Scott pointed out that this is not merely a matter of dollars.

"It's a health-related

measure," Scott said. "Hopefully this ban will protect (students) in this area."

Scott calls the outcome of tomorrow's decision "extremely important," but the appeals court may not even enter into the equation in the long run.

On Friday, the Urban County Government attorneys filed a motion with the Kentucky Supreme Court. If the court agrees to hear the case, the Kentucky Court of Appeals will have no jurisdiction.

By law, the smoking ban opponents have 30 days to appeal bringing the issue before the Supreme Court unless the court agrees to hear the case before their motion is filed.

Meanwhile, both Scott and Walters are upbeat about the situation.

"It's what a lawyer thoroughly enjoys doing," Scott said. "We're excited to have the opportunity to represent clients on this issue."

According to Walters, the battle has been spirited but not harsh.

"I've been impressed with the strong feelings on both sides," Walters said.

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PATTON

Continued from page 1

1974 to 1979, survived a federal investigation of alleged kickbacks on state insurance contracts.

In one of his last bits of business, Patton committed the sentence of Death Row inmate Kevin Stanford to life without parole. Stanford was 17 when he murdered Baerbel Poore of Louisville.

"We ought not be executing people who, legally, were children," Patton said.

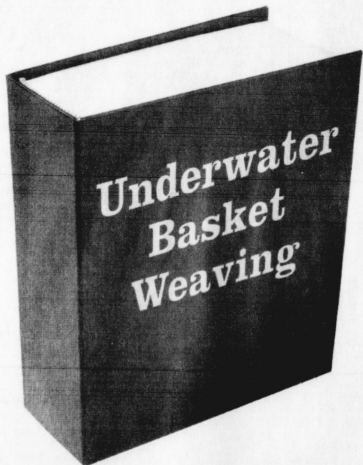
Part of the governor's office is following Patton home to Pikeville. Patton

said Fletcher is giving the desk and credenza from the office to Pikeville College, where Patton said he will maintain a modest office.

Patton said he and first lady Judi Patton had stayed in a hotel since Saturday, when they vacated the Executive Mansion. The Pattons and Fetters are to attend church together this morning and then the public inauguration, after which they will leave town without a state police detail for the first time in eight years.

Patton said he had bought a new Ford Explorer for the occasion. He had not yet driven it yesterday afternoon.

"I'll be driving it home," Patton said.



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If those who can, do; those who teach, do too



BLAKE DENNIS | KERNEL STAFF

Ivory Tower

Professor Cliff Jackson and doctoral student Jennifer Sgroe rehearse music from *My Dear Marquis*, composed by Johann Strauss.

It's a bird! It's a plane! It's a forestry professor!
Teachers fill up spare time with hobbies

By **Darlush Shafa**
STAFF WRITER

When professors aren't in front of classes teaching or at their desks working, they're playing cards with other professors, playing piano for world-famous opera starlets and even jumping out of airplanes.

A small band of professors in the College of Agriculture meet up almost every day at noon to play a friendly game of Hearts. The game may be friendly but the competition is fierce.

Professors William Crist, George Heersche, Luke Boatright, James Jackson and Clair Hicks, along with a few graduate students and the occasional visitor, take part in a spirited competition, with the number of players sometimes reaching an even dozen.

"We get together to play Hearts because it's a break from the grind, it's fun, and we enjoy the camaraderie," Crist said.

"It gives you the opportunity to interact with your colleagues in a non-threatening environment," Jackson said.

Music professor Cliff

Jackson has been playing piano for over 43 years and has tickled the ivories in Europe, South America, Asia and across the United States.

Jackson has played pieces ranging from Gershwin's *Rhapsody in Blue* to Handel's *Messiah*.

"It's great to play particularly in Europe, where all this music began," Jackson said. "It's a real spiritual experience."

From October 1995 to June 1996, Jackson and world-famous opera singer, Kathleen Battle, performed 19 concerts across the country. Jackson has also performed at Carnegie Hall in New York City, the Kennedy Center in Washington D.C., and the Teatro Colon in Buenos Aires, Argentina.

"I get nervous (in front of large crowds), but I love playing the piano," Jackson said. "I love playing music."

Currently Jackson also works as a vocal coach in the UK School of Music and has held a fellowship at the prestigious Juilliard School for the Arts in New York City.

When he's not teaching at UK, Jackson is a coach for the Wesley United Methodist

Church Choir in Lexington. Forestry professor David Wagner takes his fun to extreme heights.

He has been skydiving for 14 years and has used his teaching ability to help others learn to have fun while falling.

Wagner began skydiving in 1975 and continued for 13 years.

In 1988, he hung up his parachute with over 1,000 jumps to his credit.

This year he picked it back up and started skydiving again.

"It provides so much focus," Wagner said. "It feels like you're flying when you're in free fall."

It hasn't been all fun and games for Wagner, though.

Skydiving has its risks. Wagner has had to use his reserve parachute after his main parachute has failed to open five different times.

But those five times out of over a thousand have not failed to diminish his enthusiasm for the extreme sport, and he encourages people to give it a try.

"You don't know what you're missing," Wagner said.

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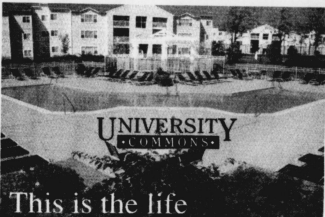
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CAMPUS CALENDAR

Week of December 8-14

The Campus Calendar is produced by the Office of Student Activities, Registered Student Orgs. and UK Depts. can submit information for FREE online. ONE WEEK PRIOR TO THE MONDAY information is to appear at: http://www.uky.edu/campus_calendar. Call 257-8867 for more information.

MEETINGS
*Alpha Phi Omega, Pledge Meeting 8:00pm, Active Meeting 7:30pm, Old Student Center, Rm. 202
*Green Thumb Environmental Club, 7:00pm, Student Center, Rm. 106
*TNT (Tuesday Nights Together), 7:30pm, Baptist Student Center, 425 Columbia Ave. (behind W.T. Young Library)
*College Life, North Campus, 4:00-5:00pm, Patterson Hall Lobby, Central, 5:00-6:00pm, Haggin Hall Lobby, South, 5:00-6:00pm, upstairs of Commons Market, Rm. 307
*PSSA, 7:30pm-8:00pm, Journalism Building, Rm. Maggie Room

ACADEMIC
*Math Tutoring, All 100 Level Classes, 6:00-10:00pm, 307 Commons
*Chemistry Tutoring, All 100 Level Classes, 6:00-8:00pm, 307 Commons
*Physics, All 100 Level Classes, 6:00-8:00pm, 307 Commons
*Biology Tutoring, All 100 Level Classes, 6:00-8:00pm, 307 Commons

SPECIAL EVENTS
*Christmas Party for Life, 8:30pm, Student Center, Rm. 115

ARTS/MOVIES
*AMUK, Anime & Manga Club of UK, Last Edit, 7:00-10:00pm, Student Center, Rm. Center Theater, Free!

VISIONS OF AMERICA: Photographs from the Whitney Museum of American Art, UK Art Museum

SPORTS
*UK Fencing Club, 8:00-10:00pm, Buell Armory
*UK Womens Rugby Practice, 4:45-7:00pm, Club Sports Field (rugby pitch)
*The Kwon Do Club Practice, 6:30-8:00pm, Alumni Gym's Loft

9
Tues

MEETING
*Table Francaise, French conversation group, 3:00-4:30pm, Student Center, Rm. 221
*InterBreak, Programming Assembly, 4:00pm, Student Center, Rm. 206
*Free Food for the Body and Soul, 7:00-8:30pm, St. Augustine's Chapel
*Encounter Bible Class, 7:00pm, Student Center, Rm. 230
*Creative Writing Corner Coordinator, 6:30-8:00pm, WT Young Library, Rm. Writing center 5106
*UMOJA, 8:00pm, Lafferty Hall Basement, Rm. 104

ACADEMIC
*LCC Republicans Meeting, 1:00pm, Oswald Building, Rm. 210
*Math Tutoring, All 100 Level Classes, 6:00-10:00pm, 307 Commons, 9:00am-7:00pm, Mathskeller (POT)

SPORTS
*UK Womens Rugby Practice, 4:45-7:00pm, Club Sports Field (rugby pitch)

SPECIAL EVENTS
*Jazz Arts Foundation Big Band Christmas Concert, 8:00pm, Singletary Center, Rm. Racial Hall

ARTS/MOVIES
*Visions of America: Photographs from the Whitney Museum of American Art, UK Art Museum

10
Weds

MEETINGS
*UK Lambda Meeting, 7:30pm, Student Center, Rm. 231
*UK College Democrats, 7:30pm, Student Center, Rm. 206
*University International Meeting, 7:00pm, Student Center, Rm. 225
*Voices for Choice weekly meeting, 5:00pm, Student Center, Rm. 215
*CRU 7:30pm, Wornham Theater in the Student Center

ACADEMIC
*Math Tutoring, All 100 Level Courses, 9:00am-7:00pm, Mathskeller (POT)

ARTS/MOVIES
*Visions of America: Photographs from the Whitney Museum of American Art, UK Art Museum

SPORTS
*UK Fencing Club, 8:00-10:00pm, Buell Armory
*UK Womens Rugby Practice, 4:45-7:00pm, Club Sports Field (rugby pitch)

SPECIAL EVENTS
*Winterfest, 6:00-8:00pm, Max Kado Garmen House, 212E, Maxwell
*Freshman Focus, 7:30pm, Baptist Student Union, 429 Columbia Avenue (behind W.T. Young Library)

WORSHIP SERVICES
*Thursday Night Worship Service, 8:00pm, Wesley Foundation

INTRAMURALS/RECREATION
*UK Dressage Team, 5:00pm, Garrigus Building, Rm. 109

11
Thur

ACADEMIC
*L.E.A.P., 11:00-11:50am, Frazee Hall, Rm. 201
*Math Tutoring, All 100 Level Courses, 9:00am-6:00pm, Mathskeller (POT)

SPORTS
*UK Hockey Game vs. Temple, Midnight, Lexington Ice Center, \$5.00 at the door
*Friday Football, 3:00pm, Good Barn Field, across from Commonwealth Stadium
*The Kwon Do Club Practice, 5:30-7:00pm, Alumni Gym's Loft

ARTS/MOVIES
*Visions of America: Photographs from the Whitney Museum of American Art, UK Art Museum

12
Fri

SPORTS
*UK Hockey Game vs. Temple, Midnight, Lexington Ice Center, \$5.00 at the door
*The Kwon Do Club Practice, 11:00am-12:30pm, Alumni Gym's Loft

13
Sat

MEETINGS
*Newman Center Mass, 9:00am, 11:30am, 5:00pm, 8:30pm, Newman Center 202 Rose Lane
*College Worship Service, 8:12pm, Southside Church of Christ

ACADEMIC
*Math Tutoring, All 100 Level Classes, 6:00-8:00pm, 307 Commons
*Chemistry Tutoring, All 100 Level Classes, 7:00-10:00pm, 307 Commons
*Physics Tutoring, All 100 Level Classes and 211/213, 7:00-10:00pm, 307 Commons
*Biology Tutoring, All 100 Level Classes, 7:00-10:00pm, 307 Commons
*Statistics 200, 291, 430-7:00pm, 307 Commons

SPORTS
*Ultimate Frisbee, 10:00pm, Haggin Field

14
Sun

Osbourne hurt after accident in England

Ozzy Osbourne was injured in an accident yesterday, underwent emergency surgery for broken bones

ASSOCIATED PRESS

LOS ANGELES — Ozzy Osbourne was seriously injured yesterday in an accident on the grounds of his estate in England and underwent emergency surgery, a spokeswoman said.

The 55-year-old rock star was riding a "quad bike," or all-terrain vehicle, on his Buckinghamshire property when the accident occurred, according to publicist Cindy Guagenti.

His injuries were not considered to be life-threatening, she said.

An examination showed Osbourne broke his collarbone, six ribs and a vertebra in his neck, according to Guagenti. He was in surgery yesterday evening at an undisclosed English hospital.

The operation was intended to lift the collarbone, which was believed to be resting on a major artery and interrupting blood flow to his arm. Surgeons also were trying to stem "some bleeding into his lungs," Guagenti said.

Osbourne was taking a day off from promoting the United Kingdom release of *Changes*, a duet with his daughter, Kelly, when the acci-

dent occurred. Guagenti's office said no further information was immediately available.

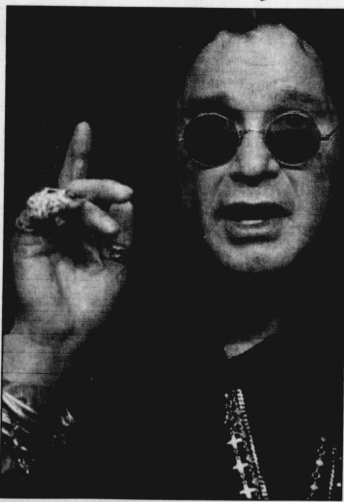
The *Osbournes*, the MTV reality show featuring the rocker, wife Sharon and their children, started production about a month ago on its third season, scheduled to begin Jan. 13.

It was not immediately known how the accident would affect production or how or whether it might be included in the series, an MTV spokeswoman said yesterday.

On Saturday, a story on the *Los Angeles Times* Web site reported Osbourne's claim that he was overprescribed a variety of powerful anti-psychotic and tranquilizing drugs by a Beverly Hills doctor.

Osbourne said he developed a 42-pill per day habit that accounted for his odd behavior on the hit MTV show, including scenes in which Osbourne was seen mumbling, falling and appearing disoriented.

Last month, Osbourne told a British newspaper he'd been sexually molested as a child and suffered emotional effects from the abuse long into adulthood.

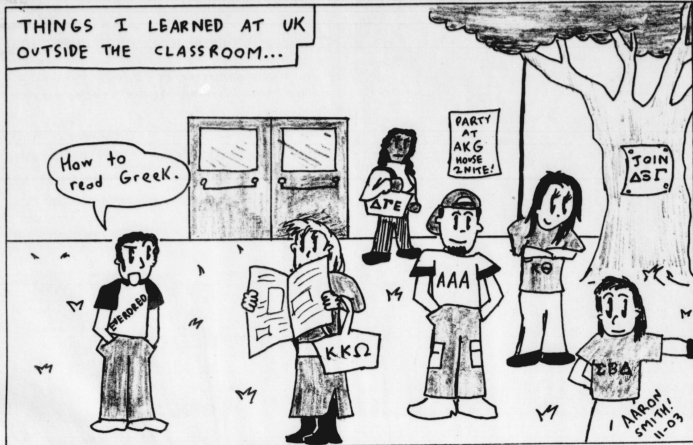


ASSOCIATED PRESS

Ozzy Osbourne speaks with reporters on July 8 at the MTV Networks television press tour in Los Angeles.

QUOTE OF THE DAY
I've been impressed with the strong feelings on both sides.

— John Walters, Lexington-Fayette Food and Beverage Association's attorney, on each side's fervor for the smoking ban



IN THEIR OPINION

Hey, Mommy and Daddy: Fight my battles for me!

Tell your parents to watch their mailboxes! Soon, they might be getting a postcard in the mail, encouraging them to join College Parents of America. This new organization is poised to become as big as AARP in their lobbying power in Congress on college issues like campus safety, financial aid and the ever-popular tuition increases. Tell your parents to join today!

OK, seriously the College Parents of America is a new organization started this summer that is trying to recruit parents of college students across the nation. The objective is clear: become a powerful lobbying group in Congress to push college issues to the forefront of the national agenda.

Every college campus has a parents' association that keep parents informed of campus events and such. Some are more active than others. For example, at West Virginia University, the parents' association arranged for a shuttle service to go from Morgantown, W.Va., to Pittsburgh International Airport. At Oklahoma State University, an arrangement was made with local auto shops to give free tune-ups to students over long holiday breaks.

A national lobby would take college issues to a larger level. Tuition increases hit parents in the pocketbook, especially when it comes time to pay the bill. With a voice in the ear of Congress, parents can help their children get through college

debt-free or with as little debt as possible.

Other issues that College Parents of America will tackle are education programs for students about credit card abuse, substance abuse and suicide prevention on campuses.

Many parents drop their kids off at school, give them a check and wave goodbye until the next holiday. Sometimes it works well that way. College students need to learn responsibility and how to live on their own. But on some issues, students do not have a strong enough voice.

The recent tuition increase battle is a pertinent example. Students need back up when they need help with political battles. Students, while inexperienced, are still adults and need to have a say in financial processes. After all, we spend money too — but our parents spend more money, and therefore, have more of a voice in determining where the money goes.

Some might see this as students getting their mommies and daddies to fight their battles for them. That may be the case, but when the parents foot the bill and universities keep upping the price, students and parents need to stick together and work on a fair and balanced solution to higher education.

This editorial originally ran in the Technician (North Carolina State University).

Rushed legislation will subvert popular labor, media rules

President Bush and the GOP leadership are suddenly pushing through Congress the biggest spending bill in history, the \$820 billion "Omnibus" bill. In this bill are two hidden clauses that reverse important victories on which the voices of millions of Americans were heard: protecting overtime pay and stopping media consolidation.



Jon Blevins
 CONTRIBUTING COLUMNIST

You see, the Republicans have this thing about speeding bills through so people cannot have the time to digest what is in them. They did it in Colorado and Texas and were successful at it so they keep doing it.

People should know the truth about the GOP's underhanded reasons for rushing this bill.

Hidden Clause No. 1: The GOP is trying to erode the 40-hour work-week by stripping away overtime pay protection for millions of American workers. Truth of the matter is, cutting overtime pay would transfer tens of billions of dollars from paychecks of the hardest-working American families to the pockets of Bush and GOP friends and campaign contributors.

Also, I don't know about you, but I don't want to take a job and have my employer order me to work three extra hours that evening because the company needs it. I would have to do this just to keep the job, and I wouldn't get paid anything for the work.

Hidden Clause No. 2: The GOP is also trying to overturn recent congressional legislation which blocked the Federal Communications Commission from implementing new rules allowing foreign ownership of our media as well as increasing the percentage of the media one company can control. This will allow diluted news outlets that will jeopardize American democracy.

Bush and the GOP are also squeezing in other egregious items, such as a federally funded school voucher program, a shortfall in school funding of \$1 billion and, they're scrapping an unemployment insurance extension for millions of unemployed workers.

I mean, think about it: Why would there be a clause in a spending bill that cuts overtime and allows larger foreign ownership of the media? Shouldn't this be in a labor bill and a communications bill? What else is the GOP and Bush hiding from the American public?

We have very little time to let the GOP know we are adamantly against this bill.

Go to www.moveon.org to sign a petition against the Omnibus bill. Call your local congressional representative. Tell your friends, your neighbors, your professors and your students to do the same. The best way to stop this is to let your representative know how you feel about the issue. They won't pass legislation if the whole country is telling them not to.

Jon Blevins is a political science and English senior.

CARTOONISTS WANTED

The Dialogue page is looking for some poignant humor — and you can express it via the visual artist lurking deep within you. Kernel cartoons provide a great opportunity for lampooning campus life and local issues. Whether the smoking ban has got you down or the monotony of daily routine is making you antsy, you can take a step back and smile on the Dialogue page. The Kernel offers paid positions to interested cartoonists. Drop the Dialogue editor a line at jsullivan@kernel.com.

Correction

Due to an editor's error, a column in Friday's Kernel made an inaccurate statement about Larry Fitzgerald, wide receiver on the University of Pittsburgh's football team. The column should have stated that he is the only wide receiver and Heisman Trophy candidate to have never returned punts on special teams.

To report an error call The Kentucky Kernel at 257-1915.

Bush's energy plans are destructive, self-serving

In early 2000, in his first few weeks in office, President George W. Bush asked Vice President Dick Cheney to head a task force to come up with an energy plan. The finished document, made public by Bush, consisted of 100 solutions to different energy problems that we have had to deal with and possibly will deal with in the future.

Bush called for conservation and for companies to build more energy-efficient products to conserve power. He called for building almost 2,000 new power plants and exploring the possibility of reviving nuclear power. The most controversial proposal was the idea of drilling in Alaska's Arctic National Wildlife Refuge. In 2002, Bush put all of these ideas into his "comprehensive energy program."

The problem with his energy program is that it doesn't do much — if anything — to help the consumers and general public nor does it do much to help the environment. Instead, it is geared more towards helping the utility companies and domestic oil companies, many of which are big contributors to the Republican Party as well as the president himself.

The president has called for the building of 1,300 to 1,900 new power plants to support the country's growing demand for energy. The Cheney document stated, "America, in the year 2001, faces the most serious energy shortage since the oil embargoes of the 1970s." The report stated that demand for energy would rise from 100 quadrillion British Thermal Units, while production would remain at 74 quadrillion.

This is deceptive logic. For their consumption num-



Parker Reynolds
 CONTRIBUTING COLUMNIST

bers, they were relying on the U.S. Energy Information Administration. The energy production data, however, was from Sandia National Laboratories. Why were two different sources being used? Because if they had used the EIA numbers, the gap would have been substantially less.

However, according to the Department of Energy, if we used more energy-efficient solutions and renewable power, we could avoid building over 800 of those power plants. According to industry figures, power companies have built or expanded 123 power plants in the 14 months prior to Bush's energy plan and that 197 new plants were under construction, which is more than enough to meet the country's need for power plants over the next 20 years.

The other major flawed point in this proposal is the idea of trying to drill for oil in the Arctic National Wildlife Refuge. The refuge is an important environmental area, home to 129,000 caribou as well as an important habitat for numerous species of birds.

According to Cheney, out of the 19 million acres in the refuge, only 2,000 acres would be affected. However, out of this 2,000 acres, it doesn't account for the infrastructure that would be required to move the oil from the refuge to wherever the oil would be housed, such as unsightly roads and pipelines. The main reason for the drilling is to "cut our dependencies on foreign oil."

However, the numbers do not add up. In 2000, the United States consumed 19.7 million barrels of oil a day, of which 10.4 million were imported. However, the best that we could do drilling in a 2,000 acre area is between 250 and 800 million barrels of oil a year, in seven to twelve years.

This is not a wise move, considering it drops our de-

pendency on foreign oil by only two percent while destroying a valuable area of the world, as well as costing more to extract the oil than paying to have our oil imported.

The Energy Policy Act of 2003 is harmful to the environment in other ways as well. It threatens our coasts and other public lands by allowing new fossil fuel exploration along the Outer Continental Shelf and more public lands. This will destroy some of our nation's most unique wilderness areas and critical fish and wildlife habitats. It puts consumers at risk from electricity markets.

Power companies will be allowed to set up multiple subsidiaries and blur their financial reports, leading to market manipulation similar to that seen during the California energy crisis. It also funnels billions of dollars to polluting industries. This bill gives away \$10.7 billion in tax breaks to polluters and \$30 billion in subsidies to the nuclear industry.

When this bill was introduced in 2001, it passed the House of Representatives but was beaten in the Senate. In March 2003, the Senate voted to not allow drilling in the Alaska National Wildlife Refuge. Bush promised to bring the bill back again next year.

Unless the Democrats regain control of the Senate or House of Representatives or Bush is beaten in the next election — which we can only hope — then the energy bill, as flawed and environmentally damaging as it is, will most likely be passed and signed into law. If this happens, the environment is in serious trouble while the utility and oil companies will continue to get even richer.

Parker Reynolds is a journalism and political science sophomore.

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Let playoffs, not machines choose football champions

Bill Gates must love this. This year's Bowl Championship Series has become the rise of the machines, as computers have thwarted the will of hundreds of human writers and coaches — you know, the people that actually watch the games.



Tim Wiseman
KERNEL COLUMNIST

The result of the BCS's computer-dominated formula is a "championship game," which does not include the unanimous No. 1 team, Southern California. Fifty-nine percent of the Associated Press and ESPN/USA Today Coaches Poll voters selected USC as America's best team.

But their votes meant almost nothing because USC's four non-conference opponents — Auburn, Brigham Young, Hawaii and Notre Dame — failed to live up to their Top-25 preseason rank-

ings. Their failures cost USC points in the BCS computer polls and ultimately a spot in the title game.

So BCS No. 1 Oklahoma and No. 2 Louisiana State will play for the BCS Championship.

That the NCAA can crown a champion based more on computer data than success on the field is ridiculous. In every other division of NCAA football, the champion is determined on the field, not on a hard drive.

Sure, the human polls have flaws, too. The voters in the AP and coaches' poll have their own biases. That's why the NCAA should not hand out a trophy based on a popularity contest.

Imagine if Division-I basketball worked like this. There would be no March Madness, where any team

has a chance to win it all.

So Forget the BCS.

We need a playoff for the national championship. Oklahoma, LSU and USC all deserve a shot at the title. So does Kansas State, who beat the No. 1 Sooners by 28 points on Saturday. Who says they're not the best team in America right now? Or Michigan, which beat Down Ohio State when the Buckeyes were No. 3?

The point is no single game can deliver a true champion. Teams should meet head-to-head.

The NFL, the most popular sport in America, understands this. The Super Bowl is so special because of the road teams must complete to reach it. The playoffs do not reduce the importance of each regular season game. Instead, each game is crucial in the race for a spot in the tournament.

College football must do the same thing.

Keep the non-BCS bowls. Those are part of college football's tradition, and they should remain. These bowls can coexist with a true Bowl Championship Series, in which eight teams would square off to find a champion.

Keep the BCS formula to seed the top eight teams in the country for this tournament, but tweak it so the human polls have more sway. The eight teams in the this year's four BCS bowls all deserve to be there, but that's just the first step.

The BCS was a step in the right direction, a system far better than the old one, in which USC, Oklahoma and LSU would all be in separate bowl games.

Now, the NCAA and the BCS must take the next step and create a playoff because the fans, players and coaches deserve a real champion, not some logarithm.

E-mail
twiseman@kykernel.com



Four some Sugar on me
Louisiana State senior quarterback Matt Mauck (18) and senior guard Stephen Peterman celebrate the Tigers' 34-13 victory over Georgia on Saturday in the Southeastern Conference Championship in Atlanta. LSU finished the season No. 2 in the BCS rankings and will face Oklahoma in the Sugar Bowl on Jan. 4 in New Orleans for the BCS National Championship.

AP PHOTO

FABULOUS FEAST OF FOOTBALL

Here are the Kernel's top games to watch this bowl season. Watch for staff picks in the Finals Guide, Dec. 15.

GMAC Bowl, 7:30 p.m., Dec. 18, Mobile, Ala., ESPN2
Miami (Ohio) (11-1, 8-0 MAC) vs. Louisville (9-3, 5-3 C-USA)

Fort Worth Bowl, 7:30 p.m., Dec. 23, Fort Worth, Texas, ESPN
Texas Christian (11-1, 7-1 C-USA) vs. Boise St. (11-1, 7-0 WAC)

Continental Tire Bowl, 11 a.m., Dec. 27, Charlotte, N.C., ESPN
Pittsburgh (8-4, 5-2 Big East) vs. Virginia (7-5, 4-4 ACC)

Alamo Bowl, 9 p.m., Dec. 29, San Antonio, ESPN
Michigan St. (8-4, 5-3 Big 10) vs. Nebraska (9-3, 5-3 Big 12)

Holiday Bowl, 8 p.m., Dec. 30, San Diego, ESPN
Washington St. (9-3, 6-2 Pac-10) vs. Texas (10-2, 7-1 Big 12)

Music City Bowl, noon, Dec. 31, Nashville, Tenn., ESPN
Wisconsin (7-5, 4-4 Big 10) vs. Auburn (7-5, 5-3 SEC)

Liberty Bowl, 3:30 p.m., Dec. 31, Memphis, Tenn., ESPN
Utah (9-2, 6-1 Mountain West) vs. Southern Miss (9-3, 8-0 C-USA)

Independence Bowl, 7:30 p.m., Dec. 31, Shreveport, La., ESPN
Arkansas (8-4, 4-4 SEC) vs. Missouri (8-4, 4-4 Big 12)

Outback Bowl, 11 a.m., Jan. 1, Tampa, Fla., ESPN
Florida (8-4, 6-2 SEC) vs. Iowa (9-3, 5-3 Big 10)

Gator Bowl, 12:30 p.m., Jan. 1, Jacksonville, Fla., NBC
Maryland (9-3, 6-2 ACC) vs. West Virginia (8-4, 6-1 Big East)

CapitalOne Bowl, 1 p.m., Jan. 1, Orlando, Fla., ABC
Georgia (10-3, 6-3 SEC) vs. Purdue (9-3, 6-2 Big 10)

Orange Bowl, 8:30 p.m., Jan. 1, Miami, ABC
Miami (Fla.) (10-2, 6-1 Big East) vs. Florida St. (10-2, 7-1 ACC)

Cotton Bowl, 2 p.m., Jan. 2, Dallas, FOX
Ole Miss (9-3, 7-1 SEC) vs. Oklahoma St. (9-3, 5-3 Big 12)

Peach Bowl, 4:30 p.m., Jan. 2, Atlanta, ESPN
Clemson (8-4, 5-3 ACC) vs. Tennessee (10-2, 6-2 SEC)

Fiesta Bowl, 8 p.m., Jan. 2, Tempe, Ariz., ABC
Kansas St. (11-3, 7-2 Big 12) vs. Ohio St. (10-2, 6-2 Big 10)

Sugar Bowl, 8 p.m., Jan. 4, New Orleans, ABC
LSU (12-1, 8-1 SEC) vs. Oklahoma (12-1, 8-1 Big 12)



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