

Monday
June 20, 2005

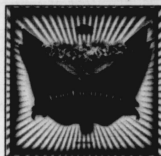
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THE KENTUCKY Kernel

Celebrating 33 years of independence

The new Foo
Page 2



downtown is hoppin'



The Warner Milks play for gallery hoppers outside Gallery Soleil during Friday's Gallery Hop. The Gallery Hop is an opportunity for local artists to display their work for purchase and viewing.

SCOTT LOUHER | STAFF

(Below) From top to bottom: Elementary education sophomore Keri Smith, Transylvania University public relations sophomore Rachel Hogg, and special education sophomore Kirstin Hemlapp on the Gallery Hop circuit.

SCOTT LOUHER | STAFF

People filled the streets of downtown Lexington on Friday to enjoy music, wine, and food during the Gallery Hop. Patrons could peruse works at local galleries featuring art from Lexington and around the state, as well as national and international artists. The Gallery Hop is sponsored by the Lexington Arts and Cultural Council.



Massive breach at MasterCard

Millions of card numbers stolen, hackers responsible for theft

By Jonathan Krim
and Michael Barbaro
THE WASHINGTON POST

WASHINGTON — More than 40 million credit card numbers belonging to U.S. consumers were accessed by a computer hacker and are at risk of being used for fraud, MasterCard International Inc. said Friday. In the largest security breach of its kind, MasterCard officials said all credit card brands were affected, including 13.9 million cards bearing the MasterCard label. A spokeswoman for Visa USA Inc. confirmed that 22 million of its card numbers may have been breached, while Discover Financial Services Inc. said it did not yet know if its cards were affected.

MasterCard officials said consumers are not held responsible for unauthorized charges on their cards, and that other sensitive personal data, such as Social Security numbers and birth dates, were not stored in the hacked system. So far, no ev-

idence of fraudulent charges has emerged, they said.

The breach occurred late last year at a processing center in Tucson, Ariz., operated by CardSystems Solutions Inc., one of several companies that handles transfers of payment between the bank of a credit-card-using consumer and the bank of the merchant when a purchase was made. CardSystems' computers were breached by malicious code that allowed access to customer data, said Josh Peirez, a MasterCard senior vice president.

Peirez said MasterCard is certain only that 80,000 of its numbers were taken by the hacker over an unknown amount of time before the breach was discovered. But because the hacker had access to the full database, it's difficult to say how many more numbers may have been taken, he said.

He said the breach was not confirmed until about two weeks ago.

MasterCard said it has begun notifying banks that

issue its cards, which in turn are responsible for notifying cardholders.

A seeming black market for stolen credit card numbers allows thieves to make quick purchases, pinning the loss on merchants who don't get paid when the charge is discovered to be fraudulent. Identity theft experts said credit card numbers, even those that are canceled, have value because they can be used to help establish the credentials of a thief seeking to pose as a consumer to obtain other sensitive personal data.

Officials at MasterCard and Visa accused CardSystems of not meeting agreed-upon computer security standards. Peirez said CardSystems is being given a short time to make corrections.

"We have requirements," Peirez said. "In this case, it does not seem those standards were being followed."

Visa spokeswoman Rhonda Bentz said CardSystems did not comply with Visa's security rules when the breach occurred, though she would not elaborate on what went wrong.

In a written statement, CardSystems said it discov-

ered the breach on May 22 and notified the FBI the next day.

"We are sparing no effort to get to the bottom of this matter," the statement said. Bentz said Visa did not announce the breach, which it learned about in the past two weeks, because "we have an agreement with the FBI that we do not make an announcement in the middle of an investigation ... and we hope MasterCard's jumping the gun does not do anything to jeopardize the investigation."

An FBI spokesman declined to comment other than to confirm that the agency is working on the case.

The breach is the latest in a spate of such announcements from a variety of organizations, including banks and companies that buy and sell personal data, universities and government agencies. In some cases information was lost, in others stolen, but the breaches have put identity theft atop the list of priorities for several members of Congress. Many of the cases involved Social Security numbers.

"Hardly a week goes by

without startling new examples of breaches of sensitive personal data reminding us how important it is to pass a comprehensive identity theft prevention bill in Congress quickly," Sen. Charles Schumer, D-N.Y., said in a news release.

Peirez said MasterCard supports extending data security laws that currently apply to financial institutions to any entity that handles consumer information, such as transaction processors and data brokers.

MasterCard also supports a national law requiring that consumers be notified when their information is breached and there is significant risk of identity theft.

But Dan Clements, chief executive of CardCops.com Inc., a privacy protection organization, said financial institutions lack any incentive to take more responsibility for the problem.

Not only do credit card companies and banks that issue cards bear no losses for fraudulent purchases, but banks charge merchants for reversing unauthorized charges.

"It's a revenue stream for them," Clements said.

All I ask: give arena a chance



Hillary
Canada
EDITOR IN CHIEF

The confession that I am about to make will not only cost me any shred of "street cred" that I may have amassed by standing in proximity to hipsters who smoke a pack a day and only listen to CDs that have sold under 1000 copies — it will probably also cause average people to shun me in the streets.

But in a very George Washington, Honest Abe way, I cannot tell a lie. And so I will put it in print that I went to an arena football game on Saturday.

And I liked it.

I made the mistake of confessing my Saturday night adventure to one of my friends, and I honestly think he would have been less disgusted if I had eaten a kitten.

Granted, this friend was far from a four-letter athlete, but even my acquaintances who enjoy the occasional sporting event raised their eyebrows in disapproval at my outing.

But in the interest of the public good, I'm going to come clean with my affection for arena football, and say that rather than subjecting yourself to *The Adventures of Shark Boy and Lava Girl*, go catch a game.

Scoff all you want at the mini-playing field, and the fact that there are rules dictating what happens in the event that the ball hits the JumboTron during the kick off, but it really was entertaining to watch both the game and the rowdy fans banging on empty cans and cowbells.

This is also coming from a girl who could care less about sports most of the time. Outside of March Madness, my TV never turns to ESPN. And during my entire four years at UK (go ahead and get the cross ready to crucify me) I only attended one UK basketball game and one football game.

After some serious soul searching and contemplation, I realized that my attraction to arena football is probably akin to my love of college hockey.

Midnight hockey games were a staple of the early part of my college career — with rowdy, drunken friends yelling insults at the opposing teams, loud music blaring, and at least five fights per game. Next to a barn-raising (and there are far too few of those these days), it was probably the most wholesome kind of fun to be had in Lexington.

This was the first year I spent at UK during which I did not attend a single hockey game and I was honestly saddened.

I think that attraction is that the teams and the organizers of these leagues try so much harder to attract and retain fans.

Because their legacy is not burned into the collective Kentucky psyche in the way that basketball or horse racing is, these leagues are constantly inventing new ways to fill the stands.

And for some reason, that idea appeals to me. The idea that the hockey team would take to the ice at midnight in order to catch the restless

See **ARENA** on page 4

MUSIC | stick it in your ear

FOOFIGHTERS IN YOUR HONOR

By Greg Melnyk
THE KENTUCKY KERNEL

There comes a time in an aging rocker's life where he takes an objective look at the songs and albums that brought him to this point and wonders if there is an album that defines and solidifies his rocker persona.

This is the where Foo Fighter's Dave Grohl is right now. He feels that his new album, *In Your Honor*, is the epic album that will define his career.

Grohl refers to the greatness of Led Zeppelin's *Physical Graffiti* when speaking of the audacity of his new album.

For *In Your Honor*, the Foo Fighters took a different approach and split the album into two discs — one rock and one acoustic. Grohl stated before the release of this album that he had felt the previous album, *One by One*, was comprised of songs that seemed disconnected from one another and resulted in a fragment-

ed album. With *In Your Honor*, Grohl attempts to cement the Foo Fighters as an undeniable rock effort and escape the staples of the Nirvana stigma.

The first disc is slated as an all out rock album and consists of some of the Foo's most aggressive songs, yet still maintains the energy and stamina that defines every Foo Fighter's album.

The opening track shares its title with the album and is an explosive rock song showcasing drummer Taylor Hawkins' machine-like proficiency while Grohl screams, "In your honor, I will die tonight" with a brash intensity.

This song opens what is labeled to be most "rock" that the Foo could fit into an album, but as the effort progresses, it begins to sound stale and repetitive, falling short of the claimed "ultimate" rock album.

This is not to say that the songs aren't good, or even great, because they are — yet the driving verses

leading into the overly powerful choruses grow weaker toward the end of the first disc.

The second disc is the quiet acoustic offering. Grohl has had a successful career turning his hit songs into great acoustic ones; they just have a way of translating perfectly unplugged.

This being said, I was extremely excited about this disc and the possibilities surrounding an all-acoustic album. After listening through these remaining songs though, it becomes apparent what this Foo Fighters album is lacking — it's missing what makes every album great: dynamics.

By splitting the album into two distinct sections, they lose the ability to effectively hold the listener's attention and take away the bewilderment factor. That said, the Foo Fighters attempt at an epic, defining album fell short of my expectations, but it's still a good solid album worthy of a good listen.

Grade: B- / C+
E-mail: features@kykernel.com

acoustic material while he was with Nirvana, which only seems fitting for lonely nights.

So, here's the deal: Is this the album that Grohl thinks it is? Not quite. Is it a good Foo Fighters album? Definitely.

Any Foo Fighters fan will love this album to death, though I'm not sure if any new fans will be won over due to the album's lack of creativity.

The rock side is the same Foo album you've heard before and, once again, it's totally worth listening to. The acoustic side is lonely and immersive and has its place in your collection.

The downfall of this album is the division of the rock from the acoustic — the divide is too drastic to seem like they belong under the same album title. That said, the Foo Fighters attempt at an epic, defining album fell short of my expectations, but it's still a good solid album worthy of a good listen.

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Grading for effort versus intelligence

By Jay Mathews
THE WASHINGTON POST

WASHINGTON — Like most American teachers, Will Crawford includes credit for effort when he fills out the report cards of his government and history students at Robinson Secondary School in Fairfax, Va.

"Grades from assignments indirectly measure effort," he said. "I tell students that as long as they keep up with projects and homework and make an honest effort on tests and quizzes, they won't fail," he said.

Six miles away at West Potomac High School in the same school district, chemistry and physics teacher Stephen Rozendens rejects that approach because he believes it sends the wrong message to students, and is against district policy.

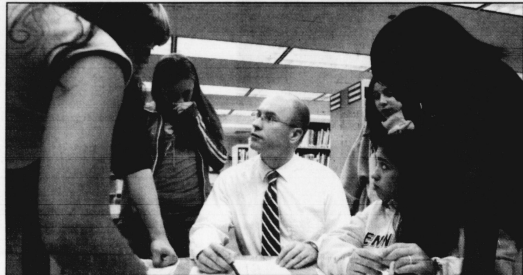
"Rewarding effort and not achievement is not helping the student," he said. "It's basically assuming they can't achieve."

While tests demanded by the No Child Left Behind law measure each school's and each student's progress on the same scale, it is the report cards that students and parents care about most. And report cards are still based, as they have been for generations, on conflicting rules and personal assumptions made by individual teachers.

This is particularly true of the ticklish issue of grading effort. Teachers frequently ask themselves: If a student does all the homework, listens in class but averages a D on tests, should hard work result in at least a C? Or does that render grades meaningless and make it less likely the student will master the material?

Mel Lucas, an expert on grading who is director of research and assessment for the school board of Alachua County Fla., said a national effort is underway to ensure that grades measure only academic achievement and keep effort out of the calculation.

This, he said, grows out of concern over "the quality of the workforce and the future of our country." Some



Homaire Sharifi, left, Kirsten Obermuller, Aubree Garber, Caroline DiIoreti, seated, and Kallih Lewis work with Will Crawford at Robinson Secondary School in Fairfax, Va. Crawford awards students credit for effort.

critics, he said, say that children are coming out of high school not as well educated as their parents' and that one of the culprits is a grading system that lets them slide through school if they do what they are told, even if they don't learn much.

Official guidelines on grading are often vague, nonexistent or ignored. Giving credit for homework, for instance, is not addressed in the Fairfax High School Teachers Guide, which says only that grades should measure achievement and "do not measure potential or social performance."

One of the most aggressive efforts to eliminate, or at least reduce, grading for effort has occurred in Montgomery County Md., where a new policy is still awaiting final school board approval — limits credit for completing homework for practice to no more than 10 percent of a final grade.

Brad Hopewell, who teaches social studies and theory of knowledge at Benjamin Banneker Academic High School in Washington, said: "If a student is having a difficult time but works hard and puts forth a great deal of effort, I think that real-life skill should be rewarded. I frankly do not see how struggling students will be motivated to succeed if there are

not some short-term rewards for their struggles."

Jaime Escalante, the Advanced Placement calculus teacher who inspired the film *Stand and Deliver*, said he also raised grades for effort when he taught at Garfield High School in East Los Angeles. "If the kid put in a lot of hard work, I had to recognize that," he said by telephone from Bolivia, where he is semi-retired. "And if you put in a lot of effort, you're going to learn something."

But many teachers said their experience has been different. Better grades for showing up and turning in homework, they said, keep students from doing what is necessary to master the material.

"I think this has been a particular problem in some of the middle schools in the past," said David Stein, who teaches AP calculus and AP statistics at Montgomery Blair High School in Silver Spring, Md. "It has resulted in some ninth-graders coming to high school expecting to pass their classes without actually learning anything."

Karen Gruner who teaches chemistry at St. John's Literary Institute at Prospect Hall in Frederick County, Md., said: "One of life's toughest lessons is trying hard and failing. It does no kid anywhere any good to give

grades based on trying hard or behaving nicely because sooner or later they hit the wall of not having the knowledge the grade implied."

There is little conclusive research on grading practices, although one study by Lucas and University of Florida economist David Figlio indicated that Florida elementary school students showed more improvement on state tests if they had teachers who were tough graders. The researchers noted that tougher grading had no effect on students whose achievement levels were extremely low, and the study did not cover high schools.

Lucas said he thinks the solution is one grade on the report card for achievement and a separate grade for effort. This appears to be working in many elementary schools, but in high school it might bring arguments about which grades would figure into the grade-point average sent to colleges.

Clif Tramel, who teaches AP English literature at Weatherford High School in Weatherford, Texas, said he can persuade more students to stay in his challenging class if he does not grade them as harshly as some of their work deserves. That helps them, he said, because the alternative would be for them to drop down to a much easier class.

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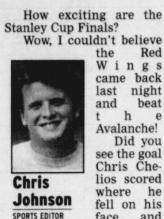
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SPORTS WEEK IN REVIEW

What you missed if you went on a seven day bender and lost the remote control

I heart NASCAR



Chris Johnson
SPORTS EDITOR

How exciting are the Stanley Cup Finals? Wow, I couldn't believe the Red Wings came back last night and beat the Avalanche! Did you see the goal Chris Cheilos scored where he fell on his face and

poked it past David Aebischer, the Colorado goalie? What concentration! Oh, wait. No NHL. That would bring a tear to many people's eyes if it was a sport anyone actually cared about, like baseball, which almost started a turbulence since George Brett got called out for pine tar in the '80s when his strike went into effect in 1984.

Or basketball, which still only gets crowds for the playoffs and in Detroit since the work stoppage seven years ago. Or the NFL, which hasn't had a work stoppage in such a long time that, like a devastating asteroid, has some in the sports world thinking we're overdue and bracing for impact.

The reaction to the NHL strike was like your mom telling you she has news, then announcing she bought new lipstick. "Okay," most people thought. "What's for dinner?"

With the Finals being around this time, there are about as many people in Kentucky (and at UK) watching as there were last year, when they actually happened.

For this reason, there should be a new heir apparent to the title of Fourth

Major Sport, a moniker hockey has enjoyed for a long time but is growing thin on a growing number of people.

Hockey's a lot like Kung-Po chicken and relatives in that respect. But we can't just have three major sports. That would be too easy. Americans are much too open-minded and different for that. What sport should take the reins from hockey as the "fringe" major sport?

Golf would be a good choice, given the popularity of Tiger Woods, Phil Mickelson, and the young crop of players that actually pay attention to current fashion standards and look like they took the girl you had your eye on at Avio last night.

But there isn't enough drama in golf, the players don't fight each other off the course, hit balls into the group ahead of them when they're playing too slow, or get in screaming, obscenity-laced arguments with heckling fans.

Plus, it's still seen as elitist, even though it's working hard to lose that reputation.

Poker and pool get enough coverage on ESPN to be seen as minor sports, but how much of an athlete can you really be if you can win a tournament without getting sweaty?

Ney, the fourth major sport, waiting patiently in the wings for the NHL to just fold altogether or at least suffer contraction, is auto racing.

Think about it. Large crowds, heated rivalries that are much more personal than those in any of the other sports, and the new NASCAR 10-race playoff system.

Plus the fact that the outcome is determined by

who is the best at driving a car 180 miles per hour without killing themselves and anyone else who may be in the way and that tapping the person in front of you and causing them to spin out so you can go past them is looked at as a skillful and courageous move.

Give me 15 minutes on Nicholasville Road with Jeff Gordon's number 24 DuPont car. Please.

Add all that together, and you come up with fast-paced, loud fun with a constant element of danger.

And now, with Danica Patrick leading the Indianapolis 500 with four laps left, managing to finish in the top five, and still looking good enough to inspire millions of "rev her engine" jokes across the nation, there's a little bit of sex thrown in, too.

At the Meijer 300 Saturday in Sparta, Ky., the stands were full, the atmosphere electric and the tailgating marathon. Carl Edwards passed Martin Truex on a restart from a caution lap with four laps left for the win, with all 70,000 fans in attendance on their feet at the Kentucky Speedway.

Edwards did his trademark backflip off the car, which brought the cheers to a swell. FX televised the race, and the rivers had nothing but good things to say about the state-of-the-art, \$152 million speedway facility.

So with the drama, the sex, the tailgating, and the up-and-coming local flavor, what's not to like about NASCAR?

Plus, think what the blue-collar backlash would be if the drivers went on strike.

Big Story

Phil Jackson comes back to the Lakers. Will Kobe be traded?

No. Who in their right mind would trade the only star they caused a bloody coup to keep one short season ago?

They need to add on that team, not subtract. What they need is a center or power forward that doesn't mind being the second fiddle, like a Yao Ming or Dirk Nowitzki.

Don't be surprised if they flounder around .500 again this season without such a blockbuster trade; this is the first team Phil Jackson has had in a long time that wasn't ready to win.

Drama on the Diamond

Los Angeles/Anaheim/California/Pacific Rim Angels' pitcher Brendan Donnelly suspended 10 games for pine tar; tantrum throwing, smack-talking en-

Jose Guillen, usually the

quiet, respectful outfielder who certainly doesn't think he's God's gift to baseball and would never think of airing dirty laundry in the public's eye, called his former manager, Mike Scioscia of the Angels "a piece of garbage" in an interview.

Scoscia and the Washington Nationals' manager, Frank Robinson, were suspended one game each for emptying the benches with their fightin' words on the field when Donnelly was ejected for having the foreign substance on his glove. Robinson was a bit more tasteful in his post-game comments, simply saying that he had "lost all respect for Scoscia" for allegedly allowing Donnelly to go to the mound with pine tar.

It couldn't be Los Angeles if there wasn't a little drama.

Upset at the Open

Pinehurst No. 2 and the U.S. Open show once again that you cannot beat the game.

Retief Goosen, nicely referred to by ESPN as "The Unflappable One," but more accurately known as "The Unentertaining One," held a three-shot lead at press time and remained the only player under par.

Jason Gore, ranked 818 in the world, became the crowd favorite by default, being as he was the only one playing the course that was smiling at the end of Saturday's round.

"That's the most times I've heard my name shouted since I was in grade school and being yelled at by the teacher," he joked to the media. Gore and Olin Browne were even par, three back of Goosen.

Gore was to play with Goosen on Sunday. Here's hoping he doesn't shoot 85, and gets the payday that he deserves.

Nice guys don't always finish last; that's pessimistic. Sometimes they finish second.

— Compiled by Sports Editor Chris Johnson

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So with the drama, the sex, the tailgating, and the up-and-coming local flavor, what's not to like about NASCAR?"

Arena

Continued from page 1

weekend crowd, or that these arena football guys will leap over the soft foamy walls and onto the concrete just to complete a pass — it just seems to reaffirm that they are so willing to play they will do whatever it takes.

To me, that kind of dedication and pure pleasure in the game — in spite of meager or no pay, and sometimes sparse crowds — is so much more of an attraction than the hype that surrounds

most professional sports, or even college basketball.

Don't get me wrong: I have no ax to grind with the basketball team or fans. It's just to say that the team could go on a 27-game losing streak and Rupp would still be packed with fans backing the Cats. Most other sports programs in Kentucky don't have that luxury.

I'm sure by now I'm digging myself a huge hole that I will never be able to get out of by talking even remotely derogatorily about the basketball program. I realize that the pressure on those athletes and coaches to perform is huge, and they've come through time and

again, which is why they've earned such a following.

But my point is, especially during the non-basketball season, nontraditional or minor league sports are definitely worth the money.

So shun me if you will, but should you decide to abandon your dated ideas of coolness (it's a football game, for heaven's sake, not a "Star Trek" convention) and come to an arena football game, I'll be the one with zero street cred, healthy lungs, a cowbell, and no friends.

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