



Veteran artists keep it loud

New energy has Cursive's album rocking.

READ THE FULL REVIEW AND MORE, PAGE 3

FOOTBALL PREVIEW

Defense's last line at top of its game

READ MORE, PAGE 4

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FRIDAY

August 25, 2006

KENTUCKY KERNEL

CELEBRATING 35 YEARS OF INDEPENDENCE

Charges against governor dropped

By Blair Thomas
bthomas@kykernel.com

All charges against Gov. Ernie Fletcher were dropped yesterday in return for his accepting responsibility for "inappropriate" personnel actions in an agreement signed by Special Judge David E. Melcher.

The agreement ensures that Fletcher will not be indicted on any prior allegations that he abused the merit hiring system for partisan purposes. Fletcher denies he broke any laws but admitted wrongdoing by his administration. He also acknowledged that Attorney General Greg Stumbo's investigation and prosecution were "necessary and proper exercises of his constitutional duty" and "benefited the Commonwealth and ensured that abuses of the state's merit system will be eliminated."

Stumbo recognized in the agreement that the Fletcher's administration's actions "with regard to the state's classified system were without malice."

As part of the agreement, four of the seven members of the Personnel Board appointed by Fletcher will be forced to resign in order to "ensure that affected merit employees will have a hearing free from any appearance of impropriety."

A statement from Fletcher's office said the governor had acknowledged all along that mistakes were made and that "the buck stops with him."

The statement also said that during the investigation, Fletcher's administration has made "enormous progress" in the areas of education, health care of families and senior citizens, and economic opportunities for jobs and business.

"Now that this distraction is over, the Governor and his administration will sharpen and re-double efforts to make the Commonwealth of Kentucky a better place to live and work," the statement said. "Kentuckians deserve that, and this administration is committed to making it happen."

Steve Voss, the director of undergraduate studies

See Fletcher on page 2

UK rises in magazine's college ranks

By Juliann Vachon
news@kykernel.com

UK rose from No. 59 to No. 54 among American public universities in the U.S. News & World Report's 2007 edition rankings.

The university's rise in a national ranking demonstrates the positive momentum UK has gained in striving to achieve top-20 status by 2020, UK President Lee Todd said.

While UK looks at indicators such as the U.S. News college rankings as a sign of progress, it is not the main indication of where the school is in its quest to become a top-20 research institution.

UK Spokesman Jay Blanton said. According to Blanton, UK outlined its own system to statistically evaluate its position among the country's 88 public research institutions. These areas include undergraduate education, graduate education, research and faculty recognition.

Based on this system, UK is currently No. 35, up from its rank of No. 40 in 1997, the same year the Kentucky General Assembly mandated that UK reach top-20 status by 2020.

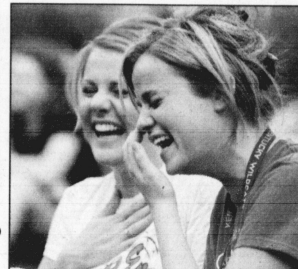
"I've been gratified that we have come so far, so fast and often with limited financial resources," Todd said. "Now with the commitment we are getting from our elected officials, with the momentum we have and with the people we are attracting like Provost Kumbale Subbawamy, I am as excited as I have ever been about the future of

See Rankings on page 2

First issue free. Subsequent issues 25 cents.

Comedian Kyle Cease has been featured in such movies as "10 Things I Hate About You" and "Not Another Teen Movie." Next to perform in the series is Dwayne Perkins on Thursday, Sept. 28 at 7 p.m.

TRICIA SPAULDING | STAFF



Physical therapy freshman Kristin Young and undeclared freshman Lauren Marcus attended Kyle Cease's standup performance at Memorial Hall's amphitheater last night.

TRICIA SPAULDING | STAFF

Laughing

Far from the big screen, teen movie veteran Kyle Cease made a stop at the Memorial Hall amphitheater as the first performer in the Student Activities Board's "Laugh on the Lawn" series.

on the lawn



Students gather at the amphitheater at Memorial Hall on August 28 to watch comedian Kyle Cease perform at Laughs on the Lawn sponsored by Student Activities Board.

Morning-after pill can be sold over-the-counter

By Jonathan D. Rockoff
The Baltimore Sun

WASHINGTON — The Food and Drug Administration announced Thursday that the Plan B morning-after pill can now be purchased without a prescription by women 18 years and older.

The decision ends a bitter three-year political fight, but doctors say it is not likely to change the behavior of women in the ways that conservatives and liberals had argued.

Women will have to show proof of age to buy the emergency contraceptive, which will be kept behind counters in pharmacies and health clinics, but they won't need a prescription any longer.

Over-the-counter sales should begin by the end of the year, said Barr Pharmaceuticals, the drug's maker. By limiting the sales to adults, the acting FDA commissioner, Dr. Andrew C. von Eschenbach, said in a memorandum that the agency had found a way to ease access to the morning-after pill while protecting the health of teenage girls.

The resolution clears the way for von Eschenbach's confirmation as permanent FDA commissioner. Democratic Sens. Hillary Rodham Clinton of New York and Patty Murray of Washington called the approval a long overdue but positive step and said they were lifting the hold they had placed on the nomination because the agency had repeatedly delayed making a decision.

Conservative opponents complained that the FDA had buckled to political pressure. They have argued that easier access to the pill would increase promiscuity.

Liberals, who had countered by arguing that it would

See Plan B on page 2

Pill's approval sparks debate between student groups

By Elizabeth Collier
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The approval of the "morning-after pill" by the Food and Drug Administration yesterday will make the emergency contraceptive available to women over 18 without a prescription — a step that some of its opponents say has little medical reasoning.

"It's disturbing, this new decision," said Joel Haubenreich, a member of UK Students for Life. "You still need a prescription for regular birth control, and Plan B is even more powerful, so it seems nonsensical."

"It is a very potent drug that has not been around long enough for long-term testing. Concerns for women's health alone should persuade this action."

The pill, also known as Plan B, is a high dose of the most common ingredients in regular birth-control pills and significantly lowers the chance of pregnancy when taken within 72 hours of sexual intercourse.

The pill will be kept behind the counters at pharmacies and cus-

tomers purchasing the drug will be required to show proof that they are 18. Plan B became available with a prescription in 1999.

The Women's Capital Corporation, a privately held company based in Washington, D.C., dedicated to developing and marketing reproductive products critical to women, has been seeking approval to sell it over the counter since 2003.

Much of the controversy comes from likening of the drug to abortion.

"Plan B prevents implantation of fertilized eggs into the uterine wall," Haubenreich said. "New life is flushed out, so it is in fact a type of chemical abortion."

Carrie Bass, president of the UK Feminist Alliance, disagreed and said the national debate over abortion does not apply to Plan B.

"Only Plan B has been approved by the FDA," Bass said. "It will not affect fertilized eggs, so it is not abortion. It only prevents ovulation of eggs and

See Debate on page 2

Newsroom: 257-1915; Advertising: 257-2872

Business school launches new international program

By Kristen Sharrard
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As the class of 2010 embarks on its first week of courses, 31 of its members are making history at the Gatton College of Business and Economics.

This is the first-ever class of Global Scholars in the business school. These talented first-year students will obtain "a global perspective and an opportunity to develop leadership skills and learn how to run a global organization," said Paul Jarley, associate dean of faculty and special programs at Gatton, as well as the overseer of the academic aspects of the program.

This new program allows students to enroll in the business school as freshmen and to participate in a specially designed curriculum to help them think in terms of the global marketplace. In addition, as juniors, they are required to study one semester abroad at one of UK's partner institutions.

"The Gatton Business School, along with UK, is very interested in significantly increasing the numbers of students going abroad. Business students need to be thinking globally and this brings it all together," said Suzanne Waldrop, director of Project Destiny, the umbrella program that oversees the Glob-

al Scholars.

Global Scholar Derek Willis, a business management and economics freshman, said that he was attracted to the program because of the opportunity to study abroad his junior year.

"It's a great opportunity to meet new people and get involved with the school," Willis said.

Participants were chosen based on specific criteria. To be eligible, an applicant must have an ACT score of 28 or higher and a high-school GPA of at least 3.6.

FLETCHER

Continued from page 1

ies and associate professor in the political science department, said he was not surprised that the parties came to an agreement.

"We're talking about minor changes. He was using civil service jobs to the benefit of his political allies," he said. "In the political spectrum, that is just

not that big of a deal."

Voss thinks Fletcher has already experienced most of the negative impacts from the charges and agrees that a trial was not practical.

"I expect most damage has already been suffered. Governor Fletcher has already been branded with his actions; no trial would have changed that," Voss said.

Thursday's order could come at a great political cost to Fletcher in the upcoming elections, according to Voss and some UK students.

"At least with this decision, the public will hear the acknowledgment of the governor's bad decisions, even if it is subtle, and their discouragement will be reflected in votes," said political science sophomore Aleks Beard.

Voss said he thought the investigation was about politics from the beginning.

"Accusations like this are always tainted by politics in the beginning," regardless," Voss said. "I think this agreement will most affect who will be the next governor of Kentucky, Fletcher

overall advancement of the state."

UK has the opportunity to achieve its goal of becoming a top-20 research institution by 2020, but it will take a great deal of effort, Blanton said.

"It is a huge mountain, but we believe we can climb it, and we believe Kentucky needs us to climb it," Blanton said.

UK also showed improvement among all American public and private universities, rising from No. 120 to No. 112.

Roger Sugarman, director of institutional research at UK, said rankings such as U.S. News' are determined using indicators such as peer rankings assigned by other universities, student graduation and retention rates, student-to-faculty ratios, ACT scores of incoming freshman, acceptance rates and alumni donation rates.

UK's ranking system, by contrast, focuses on the quality of undergraduate and graduate students; the achievements of faculty, including awards and publication rates; and the amount of money available for and spent on research, Blanton said.

Sharing the rank of No. 54 among public universities with UK were University of Missouri-Rolla, University of Oklahoma, Washington State University and University of South Carolina at Columbia. Those universities, along with UK, Drexel University, Loyola University Chicago and University of San Francisco tied for No. 112 among all public and private universities in the nation.

RANKINGS

Continued from page 1

the University of Kentucky."

Blanton said the U.S. News rankings provide a snapshot of the improvements UK has been making in areas such as quality of students, graduation and retention rates and research growth, but that they fail to address other areas of concern.

"Our improvement in the rankings should correspond directly with ways we are helping improve Kentucky," Todd said. "That's something the U.S. News & World Report rankings don't take into account — the efforts universities put into making their states better places to live, work and raise families."

There is a clear connection between the presence of a top-20 university and the per capita income in the state, Blanton said.

Phil Greasley, associate vice president of university engagement, said achieving top-20 status will require a continuing commitment from the state government and legislature to ensure that necessary funding is available.

"This is not just a game of numbers and rankings, as states with top-20 universities typically have much higher standards of living," he said. "In return for support and funding, UK will be able to do much more in the

"Our improvement in rankings should correspond directly with ways we are helping to improve Kentucky"

LEE TODD
UK President

PLAN B

Continued from page 1

reduce unintended pregnancies, welcomed the decision but said the age restriction was unwarranted.

Doctors and researchers said they don't expect the decision to result in the worst-case scenarios of either side. Drawing from experiences with patients and from studies, they expect sexually active women who use birth control to stick with their current contraception method, and most of those who don't to continue avoiding protection.

The morning-after pill is actually two birth control pills, each taken orally. The first must be taken within 72 hours of unprotected sex and the second 12 hours later. According to the FDA, the pills work by stopping the release of an egg from the ovary, preventing the union of sperm and egg, and preventing implantation of the egg.

Supporters of over-the-counter sales say the FDA approval will increase access to the pill by making it available on weekends or at other times when it might be difficult to reach a doctor for a prescription. Men will also be able to buy the drug for adult women, an FDA official said.

The supporters predicted

that the number of prescriptions, now 1.5 million a year, would rise as awareness grows.

Plan B, technically called levonorgestrel, has been available by prescription since 1999, and nine states have allowed pharmacists to dispense the drug without a prescription.

During the past three years, while over-the-counter sales were under FDA consideration, prescriptions jumped 130 percent, according to Barr.

A potential obstacle to wider use is the likelihood that insurance plans won't pay for the over-the-counter product. Barr is not expected to discount the prescription price of \$25 to \$30 for the two-pill package.

Many are concerned that the increased availability will encourage more unprotected sex.

Kimberly Winbom, an undecided sophomore, said people at age 18 are responsible enough to have access to the drug.

"I do not think that this will increase the rate of unprotected sex, because you still have to worry about STDs," Winbom said. "It'll reduce unwanted pregnancies."

Bass said she is concerned that the pill will not be available to women under the age of 18.

"I think it's a great step for-

ward," Bass said. "But it doesn't help teenage pregnancies, since the younger women still have to see a doctor and get a prescription. Each hour that goes by decreases the effectiveness of the pill."

The pill will only be sold in pharmacies, meaning it won't be sold in convenience stores and gas stations.

"It may still be difficult for people in rural areas where pharmacies are not always open or easy to access," Bass said.

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FEATURES

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Veteran bands bring fresh sounds to albums

Andy Kahler
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Cursive "Happy Hollows"

The new record from indie veterans Cursive is full of a raucous energy and swagger that was missing from their previous album. Remember "The Ugly Organ"? Forget it. The cello is gone, and so is the mood that it brought.

This record is rocking out in the desert, dancing wildly across the dusty plains in the heat, bashing instruments and loving every second of it. There are still elements of instrumentation other than the expected guitar, drums and bass, such as horn sections on almost all of the tracks.

If you loved "Domestica," you'll probably love this record for the same reason: It's brash, it's interesting — and above all else, it rocks.



★★★★★

Outkast "Idlewild"

This is certainly not what most mainstream rap fans are used to, so it scores points for that. This album coincides with the new movie of the same name. Judging from the previews, the album matches the mood of the movie pretty accurately.

There aren't any stereotypical bass-thumping and dance-floor-moving tracks here. What it does have is a lot of Western and old-sounding samples — think big-band piano and horns — creating an almost-Western hip-hop record.

I'm sure a lot of people will dig this record because it's different from what most rap/hip-hop artists are putting out. Outkast isn't afraid to try something different, and this is certainly different.



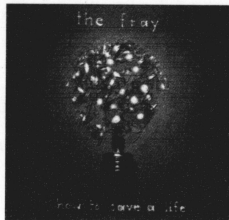
★★★

The Fray "How to Save a Life"

It seems like Coldplay has surpassed U2 as the most-imitated band in rock/pop music these days. The Fray have the Coldplay act down pat. Take a rock band fronted by a lead singer with a smooth voice and sincere lyrics, add a piano, write a few hit songs ("How to Save a Life," "Over My Head") and put them on an album full of great songs. This is pretty much all you need.

But The Fray do have their own identity. They sound like they owe just as much to Ben Folds Five or David Gray as they do to Coldplay. The Fray have taken the piano-rock formula and created a sound that is unique: one part rock and one part dreamy pop.

"How To Save a Life" is full of piano-driven rock songs that sound tailor-made for walking through the red and brown leaves on a cool fall day.



★★★★★

Rock! for environmental awareness

Ellie Fairbanks
features@kykernel.com

Fire dancers and speakers. Bands and organizations. College and high-school students. All of these will come together this weekend in an effort to raise awareness and money to combat mountaintop removal.

The Teen Environmentalists of Kentucky, along with Kentuckians for the Commonwealth, are hosting Earth Rock!, a benefit concert to fight mountaintop removal. The concert, which takes place Saturday at 4 p.m. at the Kentucky Horse Park campgrounds, will feature dancers, speakers and music.

"This concert is to raise general awareness of mountaintop removal and help the people that it affects," said Danielle Deneys, vice president of the Teen Environmentalists of Kentucky and a senior at Sayre High School in Lexington.

Mountaintop removal is a type of coal mining wherein the top of a mountain is logged, cut off and discarded into area streams and rivers. According to Deneys, more than 1,200 mines in Eastern Kentucky have been damaged or destroyed because of this practice of mining.

"More explosives are used in Appalachia every day than in the Gulf War and Afghanistan War combined," Deneys said.

The Teen Environmentalists of Kentucky, which was founded in winter 2005, is an organization of area high-school students who gather to discuss and protest unsound environmental practices. Members raise money, spread information about these practices, and organize events — such

as the Earth Rock! Concert — to increase public awareness.

UK Greenthumb, an environmentalist club at UK, is also participating in this event. It will have an informational booth for concert-goers to learn more about Greenthumb and the causes they support. Other activist organizations, such as the Lexington Action Project, the Sledge Safety Project and the Yes Campaign, will also be present.

"This event supports a lot of the same organizations and causes that we do," said Brittany Zwicker, a communications disorders senior and co-coordinator of Greenthumb. "We try to help out like groups."

If you go

WHAT: Earth Rock! Environmental Awareness Concert

WHERE: Lexington Horse Park campgrounds

WHEN: Saturday, Aug. 26, 4 p.m. to midnight

TICKETS: \$10 at the door

Those attending are encouraged to bring a picnic dinner and camp at the horse park overnight.

Greenthumb successfully campaigned during the Spring 2006 Student Government elections for a renewable energy initiative.

"We generally protest causes that aren't environmentally friendly," said Joanna Oldiges, a history junior and third year member of Greenthumb. "We're trying hard to support this event in particular."

Various bands, with members ranging in age from high-school students to professional musicians, will be performing. Among them are the Appalachia Terror Unit, Rock Around Boys and Ghostmice. About 300 people are expected to attend the all-night concert.

"It sounds like a fun event," Oldiges said. "It's a great opportunity to hang out and listen to bands all day."

"This is pretty much a mini-environmentalist festival," Zwicker said. "We're hoping to see people from both UK and (Transylvania University) out there supporting this cause."

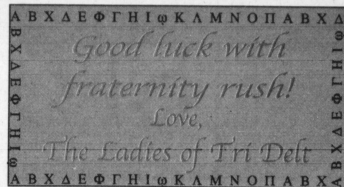
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SPORTS

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New season means new high standards

By Ryan Wood
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After coming up two wins shy of winning the Southeastern Conference Tournament title last season, the UK women's soccer team is striving for much more this year.

"We are here to win a national championship," head coach Warren Lipka said. "We've got a group of highly determined, focused people, and they take the game at this level seriously."

New assistant coach Erica Whatley agrees that there is something special brewing in the Cats' clubhouse.

"There's so much potential in this program," she said. "(We) have the opportunity to do great things."

Noticeably absent from this year's squad is forward Courtney McCrudden, last season's statistical leader in all of the offensive categories.

McCrudden led the club last season (8-5-7) with seven goals, six assists and 27 shots on goal.

Junior midfielder Sarah Gaunt and forward Callie Lanphier hope to fill the void left by McCrudden.

Gaunt was second in goals scored last year, with six. She, along with Lanphier, notched four assists.

"Skill, though, will not be an issue."

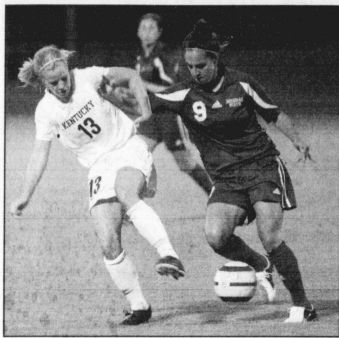
"We've improved on the talent side and on our overall team speed," Lipka said. "We might be lacking in terms of games under our belt, but I think the (new) players are talented enough to hopefully overcome that lack of experience and gain it through the first part of the season."

Last year's starting goalie, senior Anne Ogundele, is back and provides maturity to an otherwise youthful squad.

"Now I'm seen as a role model, which has added responsibility," Ogundele said. "I'm going to continue to do what I've been doing to make the girls feel confident."

Although conference play doesn't begin until Sept. 22, Lipka hopes the Cats' non-conference schedule will prepare his new players for the tough road ahead.

"It's no secret that the SEC has top-25 programs," Lipka said about No. 12 Tennessee, No. 15 Florida and No. 24 Georgia. "It's a very tough confer-



Junior forward Callie Lanphier played in all 21 matches last year, starting 16, and was 3rd on the team in scoring.

ence, top to bottom."

The Cats are ready to put their greener players up against those top squads.

"This is a really young team," Ogundele added. "We have a lot to prove on the field

starting this weekend."

The club kicks off the season tonight as a part of its pre-conference slate in Cincinnati against the Bearcats. Sunday, the Cats will travel to Evanston, Ill. to take on Northwestern.

Secondary to be defensive stronghold

By Eric Lindsey
sports@kykernel.com

Defensive backfield coach Steve Brown wants his young and inexperienced secondary to focus on one thing all year long. "Doing our job," Brown said.

And with only one starter in the secondary returning, the young Cats will have to do exactly that if they are to be successful in 2006.

"We have to know what our responsibilities are," Brown said. "We have to concentrate on assignment and technique."

Junior strong safety Roger Williams is the most experienced player in the defensive backfield.

Last season, Williams registered 69 tackles, an interception, two pass breakups and two caused fumbles.

The lone returning starter at safety, Williams believes this year's secondary will be much more effective.

"It's the attitude this year," Williams said. "It's not just one

or two players that we're relying on. We're deep and talented at basically every position."

Redshirt freshman Michael Schwindel is penciled in to back up Williams. Sophomore Adam Richey will be Schwindel's alternate.

Sophomore Marcus McClinton will get another chance at free safety after a knee injury knocked him out for most of the 2005 season. During his freshman season, McClinton tallied 27 tackles and a pick. Junior Dallas Greer will be McClinton's top reserve.

While Williams and McClinton bring some stability to the Cats' secondary, talent and athleticism will be the foundation for the cornerbacks.

Despite the lack of experience on the corners, head coach Rich Brooks has reason to be optimistic.

"There is more talent than we've ever had at corner," Brooks said. "But there is virtually no experience."

Trevard Lindley fits that mold.



POSITION-BY-POSITION PREVIEW

Leading up to the start of football season, The Kernel will preview eight positions. Today, secondary. Monday, offensive line.

9 days until kickoff

After a phenomenal spring in which he emerged as the number one cornerback, the freshman from Georgia showed the ability, but lacks the game action.

"I think we match up pretty good (to the SEC receivers)," Lindley said. "I feel we have the speed to match up with any receiver."

Senior Karl Booker will be the other favorite to grab the second cornerback spot. Booker, who has two interceptions and five pass breakups in his career brings just about the only experience UK has to the position. Last year, Booker filled after McClinton suffered his season-ending injury.

The veteran is pleased to be moving back to his more natural position at corner and believes his young secondary is ready to step up to the challenge this year.

"I feel as long as we practice hard and work hard everyday, we'll be in the right position at the end of the year and be a good defense," Booker said.

While Lindley and Booker

are the two favorites for the corners, both will have to play with consistency if they expect to hold off the competition below them.

Sophomores David Jones and Shomari Moore should be in the rotation to get playing time after seeing action last year as freshmen. Both were named to the SEC All-freshman team.

While the secondary may be young, Brown isn't looking for that to be an excuse for poor play.

Brown feels his group is talented and athletic enough to match up with anybody in the SEC. And, after watching his secondary get beaten up by injuries a year ago, he is impressed with the depth he currently has.

"We'd like to have eight guys that can start because you never know what's going to happen during the year," Brown said. "We need eight guys to play, so if anything happens, we can throw another guy in there without the level of play dropping off."



CHRIS REYNOLDS | STAFF PHOTO

Left: Sophomore free safety Marcus McClinton has bounced back from injury and is contending for the starting free safety position this season. Before injuring his knee last season, McClinton started the first two games.

Right: Junior strong safety Roger Williams, left, and sophomore cornerback Shomari Moore celebrate during a play in last year's Idaho State game.



KEITH SMILEY | STAFF PHOTO

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Name: Jerry Harrison Swanson Program: Biochemistry Dissertation Title: Improved Analogs as Chemical Genetic Tools to Probe Insights into Farnesyl Transferase Target Selection and Cellular Activity Major Professor: Dr. R. Peter Spillmann Date: 08/23/2006 Time: 1:00 PM Place: Rm. 202A RBB	Name: Billy Whelan Program: Communication Dissertation Title: The Modern Adult: Unpacking the Complexities of Romantic Behavior and Male Body Image Major Professor: Dr. James Hartley Date: 09/04/2006 Time: 12:00 PM Place: Room 404, N.E. Young Library	Name: Jianchang Tang Program: Computer Science Dissertation Title: Fault-Tolerant Distributed Channel Allocation Algorithms for Cellular Networks Major Professor: Dr. B. Maniandan Date: 08/24/2006 Time: 9:00 AM Place: Rm. 241 Hardymon

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The Opinions page provides a forum for the exchange of ideas. Unlike news stories, the Kernel's unsigned editorials represent the views of a majority of the editorial board. Letters to the editor, columns, cartoons and other features on the Opinions page reflect the views of their authors and not necessarily those of The Kernel.

Fourth Amendment should trump KSP drug find

In March 2003, Kentucky State Police Detective Jason Manar knocked on the door of then-Paducah resident Frederick Carl "Fritz" Krause III and his roommate, Joe Yamada in the middle of the night.

The Louisville Courier-Journal reported Manar told the occupants that a young girl claimed to have been sexually assaulted inside the house, and he wanted to see if furniture matched her descriptions.

The problem is there was no young girl. Another man Manar had arrested on drug charges said he bought cocaine from Krause's house. Knowing he didn't have probable cause to obtain a warrant, Manar made up the sexual assault story in order to get inside to search for drugs.

Once inside, the Courier-Journal reported, Manar caught Yamada trying to hide a cocaine spoon. He also found about three grams of cocaine and a little more than an ounce of marijuana.

KERNEL EDITORIAL

Both Krause and Yamada subsequently pleaded guilty to cocaine and marijuana charges and were placed on probation.

But Krause's plea was conditioned on the basis that he could challenge the legality of the search.

Apparently, KSP needs to improve upon its officers' lessons in constitutional law.

The Fourth Amendment is explicit: "The right of the people to be secure in their persons, houses, papers and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized."

Courts have long allowed police to lie to suspects during interrogations. For instance, police may falsely tell suspects their fingerprints were found at a crime scene, or that a partner

has already confessed.

However, these circumstances apply only to individuals who have already been placed under arrest and, presumably, informed of their rights.

In this case, the Commonwealth argues the tenants consented to a search when they let the detective inside their home. But no reasonable person would not allow police inside their home when confronted with charges of sexual assault.

Louisville and Lexington Police spokesmen both told the Courier-Journal their departments encourage officers to obtain warrants whenever possible. Both departments discourage entering homes on the basis of a lie.

Without probable cause, Manar had no basis for applying for a warrant; therefore, anything not applicable to the sexual assault charge should be held as invalid evidence in court.

McCracken Circuit Judge Craig Clymer upheld the search, however, arguing Krause and Yamada could have refused to allow Manar in-

side. The Courier-Journal reported, however, that Clymer said the search raised "serious constitutional questions," and was "not appropriate police practice."

A three-judge panel of Kentucky's Court of Appeals also upheld the evidence by a vote of 2-1. In her dissent, Judge Sara Combs wrote that Manar's lie was "a dangerous threat to the essence and integrity of the Fourth Amendment."

The case has now reached the Kentucky Supreme Court, which heard arguments on Aug. 18. We can only hope the justices will come down on the side of the Constitution and rule the evidence inadmissible. Some will inevitably argue that if citizens have nothing illegal to hide, they have nothing to worry about. Perhaps they'll change their minds when police enter their homes looking for a fabricated "gas leak" and end up rummaging through drawers and closets, looking for something that may or may not be there.

Take further steps to protect student and staff personal data

There has been a trend at UK over the past several months that is nothing to be proud about.

Earlier this month, The Kernel and other media outlets reported that about 710 UK students' personal data may have been "briefly exposed" to unauthorized viewing on UK's financial aid Web site and through a Geography department e-mail.

This follows a May incident in which names, Social Security numbers and e-mail addresses of 1,300 employees were posted on a university Web site by mistake.

A few weeks later, in another incident, the university was forced to apologize when a faculty member's portable storage device — which contained academic and personal information from 6,500 current and former students — was stolen.

Certainly, no one at UK appears to have intentionally made others' personal information vulnerable on the Web. All of these incidents appear to have been mistakes, and as the cliché goes, to err is human.

But to have so many of these incidents concentrated in such a relatively short period of time is hardly excus-

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able.

Students, faculty and staff depend on the university to keep personal information confidential. And in an age rife with identity theft, administrators and technicians should take the greatest care to avoid such mishaps.

UK officials have been productive in trying to resolve these issues after the fact by contacting those affected and accepting responsibility for the occurrences.

But it would be better if the incidents were prevented altogether.

Over the past several months, UK has been implementing IRIS, a new system to process and store information electronically. As part of this process, students and employees will be issued random identification numbers, rather than using Social Security numbers as has been the practice in years past.

This is a step in the right direction. We hope the new system will prevent such incidents in the future so the university community will be spared of any further exposures.



CHRIS STEWART, Kernel cartoonist

Vote this fall and take away GWB's friendly Congress

In considering what to write for my inaugural Kernel column, I found myself overwhelmed at the possibilities.

On the one hand, as the head of a student organization, there was the chance to make random ob-

servations on campus life at UK. Of course, there was also the idea of simply writing whatever came to mind — to record my myriad musings. I have settled on providing a combination of all three, and then some.

This fall we face a monumental moment in modern American political history. You see, two years after each presidential election, Americans gather once again to select their congressional district's representatives and, in one third of the country, to select a U.S. senator. In many states, there are elections for other offices, such as governor (as in Texas and California) or mayor (as here in Lexington). Unfortunately, most Americans seem to have forgotten that these midterm elections even occur.

According to a recent study conducted by U.S. Census Bureau, a

DEBATE

Editor's Note: This column is the first in a series of alternating pieces by representatives of UK College Democrats and College Republicans. The column "debate" will run in The Kernel each Friday during the 2006-07 academic year.

whopping 89 million of Americans voted in the last midterm elections in 2002.

Here's why this matters: In 2000, we had a president elected by one of the smallest margins of victory in our nation's history, ascending to office only after the U.S. Supreme Court (on which two of his father's appointees sat) declined to grant his opponent, Vice-President Al Gore, a recount in Florida (where we have since discovered that Gore would likely have won the election in the event of a recount).

Then, in 2004, we had yet another close election, this one coming down not to Florida, but to the Midwestern swing state of Ohio. More than 49 percent of Americans who voted didn't want to return George W. Bush to the White House in 2004; and yet here he sits, having claimed a mandate.

Such is democracy. But there remains hope for those who oppose a president, even upon his razor-thin reelection. That great white hope is the midterm elections.

By electing his political opponents to a majority in one or both houses of Congress, Americans who have grown dismayed with the president's handling of the issues of the

day — whether it be his arrogant, irresponsible "War on Terror" or his gross mismanagement of the Hurricane Katrina disaster — have a chance to launch a stone at this former Goliath's proverbial forehead in 2006.

With a Democratic majority in one or both houses of Congress, Americans of conscience have a hope of stopping this president in his reckless pursuit of permanent tax cuts for the rich (which, when combined with irresponsible spending increases, "have" led to the largest national deficits in U.S. history), in the cutting back of funding for embryonic stem cell research and programs such as Medicare and Medicaid, and in his never-ending efforts to once and for all destroy Franklin Roosevelt's New Deal by wiping out Social Security.

The midterm elections of 2006, however, are not simply a chance for Americans to flex their partisan muscles, but an opportunity to stand up and raise their voice.

With such traditionally low turnout, our "leaders" in Congress have grown fat on incumbency pork.

This year, Americans have the opportunity to participate in the other American pastime: throwing out the rascals. We have in our hands the ability to elect good, respectable, and morally sound leaders to positions of power in this country, proving once and for all that democracy is still alive and well in the good ol' U.S. of A.

Richard Becker is a political science sophomore. E-mail: opinions@kykernel.com.

Fight the good fight for yourselves and for your people

Rick Warren said it best: "It's not about you."

It's about your purpose.

Life throws itself on you unexpectedly, and when it rains it doesn't necessarily sprinkle — it pours.

And then there's that thing called confidence; when it finally hits you, that you are greater than you think you are, the world won't

seem so threatening, and your dreams will be closer. You have a certain destiny that no one can fulfill, except for you. With this confidence come the resources, and the vision. You may even get a glimpse of how it will look when you get to the other side.

"We declare our right on this earth ... to be a human being, to be respected as a human being, to be given the rights of a human being in this society, on this earth, in this day, which we intend to bring into existence by any means necessary." Malcolm's words.

But this attitude isn't just for the blacks that were living in the 1950s; it's for everyone who is struggling to express his or herself, and fulfill their destiny.

Along the way, you will be stymied by many, many obstacles. Did you hear me? I said, "You will!" The thing is, you just have to

learn how to deal with it. Keep your eye on the future, and don't compromise your "self" for anyone. Hamlet — "Be true to thy self."

Don't let people stop you. Fight for your cause.

I used to want to be like Oprah, until I realized that my circumstances and Oprah's might be similar, but never identical.

The fact is, we tend to limit ourselves. Why strive to be like someone who is great, when you could be greater?

And who could be me better than me? Exactly. It's the same analogy with writing.

I'm a writer. I love expressing myself through words. I relish giving the voice to the voiceless. It's my calling, my passion, my drive, my hope, my desire — and no matter what they say about me, I will rise and continue to fight for my cause. That's my people, my race and my heritage."

I may not know my native tongue or what country in Africa I descended from. But the fight that Martin, Rosa, W.E.B. Dubois, Booker T., Thurgood Marshall, Fredrick Douglass, Lorraine Hansberry, James Baldwin and Claude McKay fought for me is one that I must not forget.

It's my duty, obligation and responsibility to be the best that I possibly can be. I will admit I have fallen short.

But never long enough to forget my purpose. *Jenisha Watts is a journalism senior. E-mail: jwatts@kykernel.com.*



RICHARD BECKER
Kernel Columnist

Submissions

Send a guest column or letter to the editor to Opinions Editor Wes Blevis or Assistant Opinions Editor Jonathan Meador. Please limit letters to 350 words or fewer. Be sure to include your full name, class and major with all submissions.

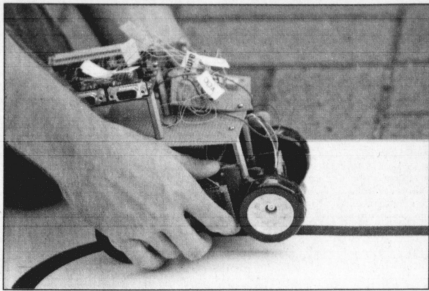
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Columnists needed

The Kernel is looking for new columnists to write for the Opinions page on a regular basis.

Columnists of all interests will be considered, but The Kernel especially seeks those who have an interest in campus and local issues.

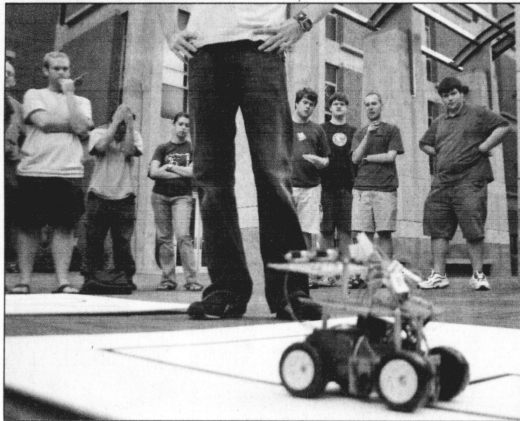
Contact Wes Blevis at opinions@kykernel.com



Phillip Proffitt, an electrical engineering junior, puts his robot down on the second track during the robot competition yesterday in the Engineering Annex.

Rolling in the Annex

Students passing through the Engineering Annex halted at the smell of grilled burgers and the sight of self-piloting robots. Four robots competed to finish four tracks, which the robots navigated solo.



PHOTOS BY BRAD LITRELL | STAFF
Phillip Proffitt, an electrical engineering junior, watches his first built-from-scratch robot as it maneuvers across the track. The robots are designed to stay on the black line and go through a series of tracks increasing in difficulty. Four robots competed, Proffitt's being one of only two built from total "scratch."

U.S. to push for U.N. troops in Sudan

By Peter Spiegel
Los Angeles Times

WASHINGTON — Following months of belligerent refusals by Sudan to allow a U.N. peacekeeping force into the Darfur region, the Bush administration said Thursday it is sending a senior diplomat to Khartoum to pressure the Sudanese government to accept international troops.

The American mission, which is scheduled to leave Washington on Friday, comes as Darfur has experienced its most intense violence in more than two years. Sudanese officials are threatening to send 10,000 government troops to the troubled region to suppress rebel groups, a move human-rights groups fear could reignite the region's civil war.

"The government of Sudan believes that somehow it can solve this problem on its own, and that's not the case," said Jendayi E. Frazer, the State Department's assistant secretary for African affairs, who will head the U.S. mission.

The Bush administration had hoped a U.S.-brokered peace accord in May between the Arab-dominated government in Khartoum and one of the largest non-Arab rebel groups in Darfur would pave the way for the 20,000-strong U.N. force and a lasting peace.

Instead, Sudanese President Omar Hassan Ahmed Bashir has become more vehement in his rejections. In recent days, he likened a potential U.N. deployment to Israel's incursion into Lebanon. In addition, non-Arab rebels who did not sign the agreement have broken off and begun to rearm in preparation for a government offensive.

Currently, an ill-equipped force of 7,000 African Union

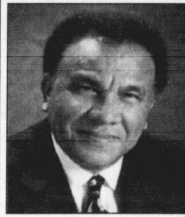
troops are in Darfur. They are assigned to monitor the May peace accord. But the force has found itself under siege — two Rwandan peacekeepers were killed in August — and could be routed if all-out war were to resume. Its mandate and funding run out at the end of September.

"The capacity of the African Union is declining every single day, so there is no time to delay," Frazer said. "Right now, they're sitting ducks."

The unrest in Darfur broke out in early 2003 when rebels from non-Arab tribes attacked a Sudanese army post in the western province. To put down the uprising, the government armed an Arab-dominated militia, called the "Janjaweed," who unleashed extensive bloodshed in the region, resulting in more than 200,000 deaths and displacing more than 2 million people. The U.S. government has labeled the attacks genocide.

Frazer said she will carry a message from President Bush to the Sudanese government urging the acceptance of a United Nations force. Under the U.S.-backed plan, many of the African Union troops would be "re-hatted," becoming the core of a U.N. force that would include 15,000 to 18,000 soldiers and 3,500 police. About 5,200 would be ready to deploy this fall, Frazer said, with the rest being sent in the months to follow.

The U.S. and Britain last week introduced a resolution to the U.N. Security Council that would give the council's imprimatur to the new peacekeeping force. But China, which has substantial oil investments in Sudan, as well as Russia, have balked at the resolution, citing Bashir's rejections.



Samuel Betances

Monday, August 28

12 noon to 1 p.m.

&

7 p.m. to 8 p.m.

Student Center Grand Ballroom

Dr. Betances will tell his personal life story and talk about why diversity is so important, how it enhances our lives, and why we should support it. Students, faculty, staff, classes and student organizations are invited to attend. Food and refreshments will be provided.

Please join us as we kick off the new academic year by focusing on building awareness and support of diversity.

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