

# Local/State Focus

## Quotable

"There are more similarities between the vivisectionists and al-Qaida than there are with the vegan animal rights picketers."

Animal rights attorney Christine Garcia, B4

## Seniors aid CHP

By CHELSEA PHUA  
Sacramento Bee

O.D. Harris swells with pride when he encounters former colleagues on the road. They spot him attired in his dark-blue work uniform, driving a California Highway Patrol cruiser, and they shout, "Hey, that's O.D.!"

The 58-year-old retired Sacramento Municipal Utility District worker likes the attention he receives as one of the CHP's senior volunteers.

"This keeps me busy," said Harris, who started volunteering for CHP 4 1/2 years ago. "Instead of just sitting at home, I have this job."

Volunteers such as Harris perform administrative and non-law enforcement tasks, freeing

officers to patrol the highways, arrest drunken drivers and track criminals.

"O.D. and the rest of the senior volunteers are tremendous assets," said Officer Joe Pickar, south Sacramento's senior volunteer program coordinator.

The program was instituted in 1992. Today, the CHP relies on more than 600 volunteers statewide.

Ranging in age from 55 to 90 something, they come from all walks of lives, said James Newberry, a retired business executive and statewide civilian coordinator of the senior volunteers.

"Most of us had a lifelong respect for law enforcement," Newberry said. "This was a good opportunity in my retirement years to be inside law enforcement, when at one time I had considered it as a career."

The volunteers do not carry weapons and are assigned duties that will not endanger their lives.

A large part of their work includes filing accident reports, answering phones and helping at the front counter.

## Research camera spots rare wolverine

By STEVE LAWRENCE  
Associated Press

SACRAMENTO — A research project aimed at martens has turned up a bigger prize: a picture of a wolverine, an elusive animal scientists feared may have been driven out of the Sierra Nevada long ago by human activity.

The discovery could affect land-use decisions if the wolverine is declared an endangered species, a step the U.S. Fish and Wildlife Service is considering, although the animals typically live at high elevations where there is limited development.

A graduate student at Oregon State University, Katie Moriarty, got a picture of a wolverine recently on a motion-and-heat-detecting digital camera set up between Truckee and Sierraville, in the northern part of the mountain range.

Moriarty was trying to get pictures of martens, which are

slender brown weasels, for a project she was doing with the U.S. Forest Service's Pacific Southwest Research Station.

She said that when she saw the wolverine in the picture early last Sunday morning it was a "complete shock. It was not something I would expect by any means."

News of the picture surprised scientists, who thought wolverines, if they still inhabited the Sierra, would be found only in the southern part of the range, not in the Lake Tahoe area.

There had been sightings of wolverines by reputable people but no solid proof they were still in the Sierra, said Bill Zielinski, a research ecologist for the Forest Service who was working with Moriarty.

"The conventional wisdom was that they were pretty much gone from California," said Zielinski. "There's been a lot of other camera work and a variety of methods used to track

rare carnivores. Those same methods, if wolverines had been around, would have detected them, we thought. There had been no verifiable information for some time."

Zielinski said he sent a copy of the picture to a colleague who is a wolverine expert and who verified that the animal in the picture "looks like the real deal." He also said he didn't think there had been any tampering with the picture before he received it.

"The student I worked with has the utmost integrity in these matters," Zielinski said. "This picture was in her control at all times. It went immediately from the camera to her e-mail and to mine."

Shawn Sartorius, a biologist with the Fish and Wildlife Service, said the wolverine could be a long lost California native, an immigrant from Washington or Idaho or a captive wolverine that had been released into the wild.



TOMAS OVALLÉ/Fresno Bee file

Mark McAfee, owner of Organic Pastures Dairy, is suing to overturn a law tightening safety standards for raw milk. He says the sales ban of his dairy's cream will actually help his cause.

## Cream from raw milk banned

By BARBARA FEDER OSTROV  
MediaNews

When California's raw milk dairies learned about new legislation tightening safety standards for their unpasteurized milk and cream, they — alongside passionate raw milk devotees — bitterly lobbied against mandates they believed would destroy their business.

Now their fears are starting to be realized.

State agriculture officials have temporarily banned the sale of raw cream from the Organic Pastures dairy in Fresno, citing bacteria levels of up to 150 times the legal limit. They also have warned a Watsonville dairy, Claravale Farm, that it faces a similar ban

if its raw skim milk or raw cream fails another inspection.

The ban marks the state's first enforcement of the controversial raw milk law that took effect Jan. 1. And it could reignite last year's fierce political and legal battles over its requirement that raw milk meet the same safety standards as pasteurized milk.

Mark McAfee, Organic Pastures' founder and owner, along with Claravale Farm, is suing to overturn the law. He says the action will help propel his lawsuit through the courts now that he is facing economic losses.

"I was actually looking forward to this day," McAfee said. "We're losing \$10,000 a week

on cream we can't sell."

Organic Pastures' other products, including skim and whole raw milk, aren't included in the sales ban and may still be sold at Whole Foods and other stores, said Steve Lyle, a spokesman for the California Department of Food and Agriculture. Raw cream already in stores also is not affected by the regulatory action and may remain on the shelves.

The sales ban on Organic Pastures' raw cream will last until two new cream samples tested within the same week meet state standards. McAfee said those tests were conducted Sunday and Monday and that he's expecting results soon.

## West Point

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that of other universities and colleges.

Students apply for a limited number of nominations by their state representatives or senators. Military family members may be eligible for other special categories of nominations.

Miller won the presidential nomination, for which he was eligible because his father has served in the Air Force.

Kim was nominated by Rep. Sam Farr, D-Carmel.

Not all nominated students become first-year cadets. The nomination is only one step in the admissions process, Brinkerhoff said. Applicants must meet other requirements, such as passing a medical exam and a fitness test, before receiving appointments to the academy.

Kim received his appointment last week. Miller has

known since November that he will attend West Point.

Their families are happy about the news, too.

"Both of our families are psyched," Kim said.

"My mom's a little skeptical, just because of the whole Army thing and Iraq and the war," Miller said. "But she's pretty stoked that I'm going to West Point."

Miller and Kim think their membership in the Junior Reserve Officers' Training Corps helped secure their positions at the academy.

"They look at that as a big up," Miller said.

Both Kim and Miller have been JROTC cadets since their freshman year at Seaside High. Kim is the battalion commander, the highest position a JROTC student can achieve.

"It's my job to make sure everyone else does their job," Kim said. "It's also my job to reflect well on the battalion."

Miller is the battalion training officer, meaning he

coordinates JROTC events.

JROTC does not require a military commitment. In fact, only two to three Seaside JROTC students each year go on to the military after high school, Hurd said.

By accepting appointments at a U.S. military academy, Kim and Miller commit to serve five years in the U.S. Army and three years in the Army reserve. Once they enroll at West Point, they will be members of the Army.

"The military as a career is what I want to do," Miller said. "I just want to get out there and serve my duty as an American citizen."

Kim is more reserved about his upcoming move.

"The hardest thing for me will be leaving family behind," he said. "But I know I won't be able to concentrate on that because I will be preoccupied with all the stuff they're going to put us through."

Rachel Tompa can be reached at 646-4350.

## Today in History

Today is Thursday, March 6, the 66th day of 2008. There are 300 days left in the year.

### Today's Highlight in History

On March 6, 1857, the Supreme Court ruled in Dred Scott v. Sandford that Scott, a slave, was not a U.S. citizen and could not sue for his freedom in federal court.

### On this date:

In 1834, the city of York in Upper Canada was incorporated as Toronto.

In 1836, the Alamo in San Antonio, Texas, fell to Mexican forces after a 13-day siege.

In 1853, Verdi's opera "La Traviata" premiered in Venice, Italy.

In 1933, a nationwide bank holiday declared by President Franklin D. Roosevelt went into effect.

In 1935, retired Supreme Court Justice Oliver Wendell Holmes Jr. died in Washington.

In 1944, U.S. heavy bombers staged the first full-scale American raid on Berlin during World War II.

In 1957, the former British African colonies of the Gold Coast and Togoland became the independent state of Ghana.

In 1967, the daughter of Josef Stalin, Svetlana Alliluyeva, appeared at the U.S. Embassy in New Delhi, India, and declared her intention to defect to the West.

In 1983, in a case that drew much attention, a young woman was gang-raped atop a pool table in a tavern in New Bedford, Mass., called Big Dan's; four men were later convicted of the attack.

In 1988, the board of trustees at Gallaudet University in Washington, D.C., a liberal arts college for the deaf, selected Elisabeth Zinser, a hearing woman, to be school president. (Outraged students shut down the campus, forcing selection of a deaf president, I. King Jordan, instead.)

Ten years ago: The Army honored three Americans who had risked their lives and turned their weapons on fellow soldiers to stop the slaughter of Vietnamese villagers at My Lai in 1968. A Connecticut state lottery accountant shot to death three supervisors and the lottery chief before killing himself.

Five years ago: A somber President Bush readied the nation for war against Saddam Hussein, hurling some of his harshest invectives yet at the Iraqi leader during a prime-time news conference. The United

States ratified a treaty on cutting active U.S. and Russian long-range nuclear warheads by two-thirds. Democrats blocked President Bush's nomination of Miguel Estrada to a federal appeals court.

One year ago: Vice President Dick Cheney's former chief of staff, I. Lewis "Scooter" Libby, was convicted of lying and obstructing an investigation into the 2003 leak of CIA operative Valerie Plame's identity. Two suicide bombers blew themselves up in Hillah, Iraq, killing at least 120 people in a crowd of Shiite pilgrims. More than 70 people died in an earthquake on Sumatra island, Indonesia. Ernest Gallo, who built one of the world's largest winemaking empires, died in Modesto at 97.

### Today's Birthdays:

Orchestra conductor Julius Rudel is 87. TV personality Ed McMahon is 85. Former FBI and CIA director William Webster is 84. Former Federal Reserve Chairman Alan Greenspan is 82. Author Gabriel Garcia Marquez is 81. Soviet cosmonaut Valentina Tereshkova is 71. Country singer Doug Dillard is 71. Sen. Christopher Bond, R-Mo., is 69. Actress-writer Joanna Miles is 68. Actor Ben Murphy is 66. Opera singer Dame Kiri Te Kanawa is 64. Singer Mary Wilson (The Supremes) is 64. Rock musician Hugh Grundy (The Zombies) is 63. Rock singer-musician David Gilmour (Pink Floyd) is 62. Actor-director Rob Reiner is 61. Singer Kiki Dee is 61. Rock singer-musician Phil Alvin (The Blasters) is 55. Actor Tom Arnold is 49. Actor D.L. Hughley is 44. Country songwriter Skip Ewing is 44. Actress Yvette Wilson is 44. Actor Shuler Hensley is 41. Actress Connie Britton is 40. Actress Moira Kelly is 39. Actress Amy Pietz is 39. Basketball player Shaquille O'Neal is 36. Country singer Trent Willmon is 35. Country musician Shan Farmer (Ricochet) is 34. Rapper Beanie Sigel is 34. Rapper Bubba Sparxxx is 31. Actor Eli Marienthal is 22. Actor Jimmy Galeota is 22. Actor Dillon Freasier ("There Will Be Blood") is 12. Actress Savannah Stehlin is 12.

### Thought for Today:

To have doubted one's own first principles, is the mark of a civilized man." — Oliver Wendell Holmes Jr., U.S. Supreme Court justice (1841-1935).

## Names in the News

### SWAYZE EXPECTS TO RECOVER

Patrick Swayze's doctor is "optimistic" about his prognosis for battling pancreatic cancer, and the "Dirty Dancing" actor's upcoming cable pilot is still in contention to become a series.

With the writers strike over, the A&E pilot "The Beast," starring Swayze as an unorthodox FBI agent, is being considered to be turned into a series by the cable network. If that happens, Swayze hopes to continue to be part of the show, his representative Annett Wolf told The Associated Press on Wednesday.

Swayze, 55, has been undergoing treatment for the disease, Wolf confirmed in a statement. The National Cancer Institute estimates there will be 37,680 new cases of pancreatic cancer in 2008 with 34,290 deaths in the U.S.; only 5 percent of patients live more than five years after being diagnosed.

"Patrick has a very limited amount of disease and he appears to be responding well to treatment thus far," Swayze's physician Dr. George Fisher said in a statement released by Wolf.

### Costner settles suit against film company

Kevin Costner has wrapped up his latest role — plaintiff in a lawsuit.

Costner, 53, has settled his 2½-year-old lawsuit that claimed Ascendant Pictures broke an oral agreement to pay him \$8 million to star in a romantic

comedy called "Taming Ben Taylor."

Details of the settlement were not made public.

The movie, about a divorced man who refuses to sell his failing vineyard to a neighboring golf course, was never made.

Notice of the settlement of Costner's suit and a cross-complaint filed by the Beverly Hills production company were contained in court documents filed Monday by Costner's attorney, William A. Bossen.

The cross-complaint alleged fraud and was filed against Creative Artists Agency, the talent agency that represented Costner.

### Daughter sole heir of Anna Nicole Smith's estate

Anna Nicole Smith's daughter will inherit her late mother's estate.

A Los Angeles judge on Tuesday not only made 18-month-old Dannielynn Hope the sole heir, but also set up a trust in the girl's name.

Her father, Larry Birkhead, and Smith's executor, Howard K. Stern, will be co-trustees.

Superior Court Judge Mitchell Beckloff granted a petition filed by Stern, who wanted to clarify Smith's intentions toward her daughter. Smith drafted a will in 2001 — five years before the child was born — that left her estate to her then only child, Daniel. However, it said the assets in Daniel's trust should be shared equally if she had future children.

Daniel was 20 when he died in 2006, three days after Dannielynn was born.

—Herald wire services

## GO! Calendar

Mail to: Entertainment Calendar, P.O. Box 271, Monterey 93942, fax: 372-8401, or e-mail to [GoCalendar@montereyherald.com](mailto:GoCalendar@montereyherald.com)

GO! Calendar appears in our features sections on selected days.

- Mondays: **LIVING**
- Wednesdays: **TASTE**
- Thursdays: **GO!**
- Sundays: **LEISURE**

On the Web  
[montereyherald.com](http://montereyherald.com)  
See our Web site for local movie listings and show times.

### Lottery Wednesday, March 5

FANTASY FIVE  
6, 21, 27, 29, 32

DAILY 3 afternoon draw  
5, 5, 2

DAILY 3 evening draw  
7, 6, 5

DAILY DERBY  
2, 1, 8 Time: 1:43.03

SUPER LOTTO PLUS  
4, 10, 20, 34, 47 Mega 19

MEGA MILLIONS for Tuesday  
7, 15, 30, 33, 56 Mega 22

No ticket matched all six numbers.  
Friday's estimated jackpot:  
\$37 million