

## Not-so-'Lovely'

Jumbled film gets it wrong.  
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## Joe Pacalypse Now

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## Paterno could testify

### Former football player still fighting 2007 case

By Laura Nichols  
COLLEGIAN STAFF WRITER

Penn State football coach Joe Paterno and two former football players may be called to testify in a federal lawsuit filed by former Penn State running back Austin Scott, who says his 2007 arrest cost him both his spot on the team and a career in the NFL.

Scott's attorney John Karoly wrote in a suit filed in October that a dropped rape case not only

"wrongfully prosecuted" his client but halted any potential NFL career and other professional opportunities for the "star running back."

Individuals named in a recently discussed joint case management document are believed to have information that is important to the case — especially someone like Paterno, Karoly said.

"Joe Paterno is more than a local figure — he's a national icon," Karoly said. "To put it sim-

ply, his testimony will be paid attention to."

Scott was charged with rape on Oct. 15, 2007 when a woman reported to authorities that he had sexually assaulted her at his on-campus residence, according to court documents.

The same day Scott's accuser went to the police, the player was dismissed from the football team after team officials said he broke an unspecified rule. In 2007, he

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Samantha M. Shal/Collegian

Austin Scott walks to the Courthouse Annex in Bellefonte with his attorney. Scott said his 2007 arrest cost him his NFL career.

### PHOTOGRAPHER CASE

## Case still in review

By Laura Nichols  
COLLEGIAN STAFF WRITER

Three weeks into her new position as Centre County District Attorney, Stacy Parks Miller has yet to make a decision on a misdemeanor case she called a "waste of resources" during her campaign in October.



Felletter

Parks Miller submitted a letter on Tuesday to the Superior Court of Pennsylvania stating that she does not intend to file a reply brief in the case against Daily Collegian photographer Michael Felletter.

This letter was filed as a response to Felletter's attorney Andrew Shubin contesting the appeal of the case filed by the district attorney. But that doesn't mean the case is over, he said.

Felletter (senior-visual journalism) was charged with five counts of misdemeanor failure to disperse and one count of misdemeanor disorderly conduct after photographing a riot that took place after Penn State's football victory over Ohio State on Oct. 25, 2008.

The case was dropped in January 2009 but was re-filed last March, when one count of failure to disperse was bound over for trial. Centre County Judge David E. Grine dismissed the case in July 2009 because of unclear evidence, and it remains in the appeal stage.

Parks Miller said the Centre County District Attorney's Office did not feel the need to reply to Shubin's brief, a decision Shubin said wasn't unusual. Regardless of the status of the case, he will continue to fight for his client, he said.

"I would imagine that she wants to review it independently," he said.

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## LAUGHS TO LAST



Abby Drey/Collegian

Victoria Smith, 7, wears her fuzzy pink boa as she plays with her father, Matt Smith, in their home in State College. Victoria was diagnosed with leukemia in 2006 and became the THON child for ATLAS.

## Family thankful for THON

This is the first in a five-part series spotlighting the people and places that make THON what it is.

By Jourdan Cole  
COLLEGIAN STAFF WRITER

Seven-year-old Victoria Smith loves the sound of laughter — her own and others.

To keep everyone around her laughing, Victoria likes to fake-sneeze. She can fake cough, too.

"When you laugh, it eggs her on even more," her mother said



Wednesday night. "She has a great sense of humor."

She also loves fart noises and playing with her whoopee cushion.

"She's very ladylike — that's something to be proud of as her father," said Matt Smith, joking.

With long blonde hair and a toothy smile, she doesn't look like

To see more photos of Victoria and the Smith family in their home: psu.collegian.com

some of the other Four Diamonds Fund children.

A month before the Interfraternity/Panhellenic Council Dance Marathon, the Smith's are living proof that "Love Belongs Here." The State College family is finally returning to their normal lives almost two years after Victoria's final

See THON, Page 2.

## Greeks review rush policy

By Sarah Peters  
COLLEGIAN STAFF WRITER

Today marks the end of the Interfraternity Council's (IFC) first week of alcohol-free recruitment, but greek officials said it's too soon to tell if it has affected recruitment numbers.



Wendkos

Only one fraternity has been punished for a minor violation, IFC President Max Wendkos said. Security officials intercepted the issue before it could actually occur, which only included one fraternity member, Wendkos said.

Chapters that violate the policy face a \$1,000 fine and lose a week of social events — a punishment that was enforced upon the fraternity in violation, Wendkos (senior-marketing and psychology) said.

The IFC is working diligently, with the help of a third-party security company, to ensure the rules are being enforced, he said.

"We have been monitoring our policy as closely as we possibly can," he said. "IFC executives have been checking on houses nonstop, and we've developed a training program for the security company so they know exactly what to look for."

This "values-based recruitment" was implemented at the beginning of the semester for risk management purposes, Wendkos said. But the policy can also have other benefits, he said.

"Fraternities will get to know the recruits on a more personal level than they had in the past, and we'll get a better feel for the personalities of the guys that they're inviting to join the brotherhood," Wendkos said.

One fraternity, Delta Upsilon, has a dry rush every year because of its international affiliation, said Brenden Finn, the fraternity's rush chairman.

"It's actually been good for us," Finn (sophomore-elementary education) said. "It kind of levels the playing field."

But fraternity members said they have mixed views on whether it's a good idea.

Gio DiSalvatore (freshman-mechanical engineering) rushed in the fall 2009 and said he thinks an alcohol-free version won't be as much fun.

"People join fraternities for the networking," he said. "Now that everything is dry, you can't really see the fraternity's true colors."

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## UPUA's Wallace leaves, but 'Palooza' will stay

By Lindsay Cryer  
COLLEGIAN STAFF WRITER

Music festival Wallypalooza will return this year even though its namesake — former UPUA Programming Chairman Mike Wallace — stepped down from his position Wednesday night.

Those who enjoyed Asher Roth's performance last May have nothing to worry about, student leaders say. The planning of Wallypalooza is still a priority with University Park Undergraduate

Association President Gavin Keirans, new UPUA Programming Chairwoman Leanna Usnik and other student government members, who say they'll continue the festival not only named for Wallace (senior-economics) but formerly organized by him.

That said, whether or not the name "Wallypalooza" will remain is still undetermined, Keirans (senior-business management) said.

See WALLACE, Page 2.



Andrew Dunheimer/Collegian

Singer/rapper Asher Roth performs at last year's Wallypalooza. UPUA will continue the festival this year despite namesake Mike Wallace's stepping down from his position as UPUA Programming Chairman.