

**Weather:** Today: High 80 Tonight: Low 55 Tomorrow: High 81 Extended forecast at [campusweatherservice.com](http://campusweatherservice.com) Courtesy of Campus Weather Service

**Helicopters to conduct rooftop surveys**

The Office of Physical Plant (OPP) will conduct rooftop surveys of campus buildings Sunday, OPP spokesman Paul Ruskin said. The surveys are to collect data for future maintenance efforts. The surveys will have a helicopter fly at high and low altitudes with lowest points at about 700 feet in the air from 11 a.m.-1 p.m. and 7:30 p.m.-9:30 p.m.

**Judge signs gag order in case**

Centre County District Judge Thomas Kistler signed a gag order July 27 prohibiting both counsel and police from discussing outside of court any details regarding the case of Kyle Lingle, 21, according to court documents. Lingle, of Milesburg, Pa., is charged with rape and sexual assault in connection with what police called the August 2008 rape of Racheal Lynn Perryman, according to court documents. Perryman testified at Lingle's March 18, 2009 preliminary hearing before she was fatally shot by her boyfriend, then-Penn State student Troy Tierney, on an October 2009 hunting trip, according to court documents. Tierney told authorities he mistook her for a deer. In April, Kistler ruled that Perryman's testimony is admissible in the case, according to court documents. The gag order also restricts Lingle's attorney, Patrick Klema, from discussing details of the investigation into Perryman's death with the media. A trial date is set for Sept. 9, according to court documents.

**U.S. House to vote on bill set to aid Pa.**

HARRISBURG — A bill designed to help Pennsylvania avoid deeper budget cuts and more layoffs of public sector employees in the near future is headed toward a final vote in the U.S. House. The bill passed the U.S. Senate on Thursday, 61-39, after months of partisan wrangling. The bill is expected to deliver nearly \$1 billion in recession-related aid to the Pennsylvania state treasury and school districts. It provides a six-month extension of aid enacted in last year's federal stimulus law to help states and schools maintain programs amid flagging tax collections. The House is expected to vote on it next week. Democratic Gov. Ed Rendell says the money will help the state and local governments avoid thousands of layoffs.

**Teacher charged with child pornography**

WEST CHESTER — A first-grade teacher in a Philadelphia suburb is facing child pornography charges. The Delaware County District Attorney's Office said Thursday that 34-year-old David Devine of Media had more than 500 pornographic images and videos of elementary school-aged children on his computer. Authorities say it appears that Devine downloaded the images, and there's no evidence that he took any of the pictures himself. Devine also operates a day camp from his house. A West Chester Area School District spokesman said Devine was hired in December 2008 to teach at Penn Wood Elementary School after passing three background checks, two by the state and one by the FBI. Devine has been suspended pending the outcome of the investigation.

**Thousands without power after storms**

PITTSBURGH — Nearly 25,000 people remained without power in southwestern Pennsylvania a day after strong storms moved through the region. Allegheny Energy reported that the hardest hit areas are in Washington and Fayette counties, each of which had more than 10,000 customers without service. The roof was torn off one home in Redstone Township, Fayette County. Other buildings were damaged by falling trees and limbs. In Pittsburgh, service on the light rail line from Castle Shannon to Mt. Lebanon was disrupted. Allegheny Energy says power in some areas may not be restored until Friday or Saturday.

**Police: Drugs hidden in girl's diaper**

PITTSBURGH (AP) — Pittsburgh police raided a home where they suspected drugs were being sold and found a 2-year-old girl whose diaper was stuffed with 49 small bags of heroin and plastic bags filled with marijuana, authorities said Thursday. Authorities served a search warrant at a home in the city's Knoxville neighborhood Wednesday night when police found a man and the toddler in a bedroom. The man told police there were no drugs in the house, but an officer became suspicious when he picked up the child and felt a bulge in her diaper. The girl was taken to a hospital before being given to the custody of a social services caseworker. The girl's mother was arrested after she arrived at the home and inquired about her daughter.

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**UPUA**

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of when the final decision needed to be made. Given the "hiccups" UPUA encountered during the last assembly as a result of not having a specific plan for the office, Ragland said he was hesitant to pursue the initiative again this year. "If you were to do it again, you'd have to have a proper plan with a proper structure and know what you want to do with it," Ragland said. "Until we have a plan and a vision and a structure for it, we weren't going to go through with it." UPUA Chairwoman of the Assembly Jessica Pellicciotta said the student government's outlook

the office was solidified when it wasn't included in the group's budget for the 2010-2011 year, which was approved April 15. "That's when you really see what initiatives are really important to the executive who initiates it and the assembly who can then amend it," Pellicciotta (senior-political science) said. "By neither branch including it in the budget, it showed that UPUA thought it wasn't the best decision to continue the lease." Pellicciotta said UPUA didn't direct the funds that would otherwise have been put towards the office toward a specific project in this year's budget but that various projects are being considered. Before she was sworn in as UPUA Vice President this year, Colleen Smith worked on the Downtown

Student Center initiative during her time as Governmental Affairs Chairwoman. Smith (junior-history) said the office was part of an effort to improve town-gown relations, but UPUA will look to achieve that goal through other means this year, namely through trying to add a non-voting student member to the State College Borough Council. Pellicciotta also said UPUA will hope to be reaching out to off-campus students and organizations like the Off-Campus Student Union. "This time last year, we thought a physical presence in the borough would have to bridge the gap," Smith said. "But this year we're kind of taking a different approach."

To e-mail reporter: [cmm5773@psu.edu](mailto:cmm5773@psu.edu)

**Beatles**

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they sound like the real thing. They had the original introduction of Ed Sullivan — on a nice day like this, it's good music." But not only did the '60s and '70s music genre attract college students and adults, it also attracted families and children as was evident of the diverse crowd.

Sasha Neyman, age 7, said she was glad that she went to see The Cast perform. "I think it's very nice that they do this here, and it's very good," she said. Lindsay Lord, of State College, said she decided to come to the concert because she loves The Beatles because the band has "great sing along songs that are very upbeat." Throughout the concert, The Cast changed costumes three different

times to run in sync with the style of music. "We wear wigs and makeup to look and act like The Beatles," Cantamessa said. Lord said she thought the costumes added to the authenticity of the band. "They dress up and they got the hair and all that good stuff," she said.

To e-mail reporter: [krl5106@psu.edu](mailto:krl5106@psu.edu)

**Ragland**

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and other tests, Ragland said — something he would like to implement at Penn State. Last year, the UPUA delegation passed three pieces of legislation — meaning they got Big Ten support behind some of their initiatives and proposals — and Ragland said he plans to put some new legislation on the table. But first and foremost, he said he

wants to make sure the three issues that were given support — sexual assault, sportsmanship and support for Haiti in the wake of its devastating earthquake — are still being looked at. This time around, Ragland said he will bring the Office of Sustainability's pledge to be as eco-friendly as possible and propose legislation based on the pledge. Other UPUA members said they want to see Salters and Ragland return with fresh ideas and opinions on possible initiatives.

"It's a great opportunity to see what other student governments have been trying around the Big 10 conference," said Jessica Pellicciotta (senior-political science), the chairwoman of the UPUA assembly. And Ragland said that's what will happen. "I'm going there with the mindset of getting things done — so we can go into the fall and say this is endorsed by the Big Ten, we need to move forward with this," he said.

To e-mail reporter: [mer5200@psu.edu](mailto:mer5200@psu.edu)

**Kagan**

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clashed over her nomination and the court itself. Republicans argued that Kagan was a politically motivated activist who would be unable to put aside her opinions and rule impartially. Democrats defended her as a highly qualified trailblazer for women who could bring a note of moderation and real-world experience to a polarized court they said was dominated by just the kind of activists the GOP denounced. Kagan is the first Supreme Court nominee in nearly 40 years with no experience as a judge, and her swearing-in will mark the first time in history that three women will serve on the nine-member court together. Her lack of judicial experience was the stated reason for one fence-sitting Republican, Sen. Scott

Brown of Massachusetts, to announce his opposition to Kagan's confirmation Thursday, just hours before the vote. Though calling her "brilliant," Brown — who had been seen as a potential GOP supporter — said she was missing the necessary background to serve as a justice. "The best umpires, to use the popular analogy, must not only call balls and strikes, but also have spent enough time on the playing field to know the strike zone," Brown said. Democrats said they hoped Kagan would act as a counterweight to the conservative majority that's dominated the Supreme Court in recent years. "I believe she understands that judges and justices must realize how the law affects Americans each and every day. That understanding is fundamental," said Sen. Patrick Leahy, D-Vt., the Judiciary Committee chairman. With her confirmation, he said, "the Supreme

Court will better reflect the diversity that made our country great." Most Republicans portrayed Kagan as a partisan who will use her post to push the Democratic agenda from the bench. Kagan "is truly a person of the political left — now they call themselves progressives — one who has a history of working to advance the values of the left wing of the Democratic Party, and whose philosophy of judging allows a judge to utilize the power of their office to advance their vision for what America should be," said Sen. Jeff Sessions of Alabama, the top Republican on the Judiciary Committee. Kagan will be no stranger to the eight justices she is to join on the Supreme Court, having served as the government's top lawyer arguing cases before them in a post often referred to as the "10th justice." She's already friendly with a number of them.

**West End**

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said the proposal primarily concerns the neighborhood between West College Avenue and the university, but also includes possible changes to the area between West College Avenue and West Beaver Avenue. The ordinance was discussed at a July 19 borough council meeting. The anticipated council vote on the issue — after several months of discussion and debate — was deferred to a later date because of concerns expressed by council members. Some council members were concerned that the design standards were too restrictive and too detailed. Morris said another concern for critics of the current plan is that university officials haven't indicated as to what the land will be used for in the future. Penn State spokesman Geoff Rushton said the university is keeping up on the borough's discussions on the West End because of the influence the changes would have on the its property. But the university is not opposed to any decision by the borough because of a lack of plans for future development, he said. "Since we have no plans currently for future use of the property we own in that area, we don't really have any potential impact on any opposition to what the borough is planning," Rushton said. The next possible date for a vote would be in September, Morris said, but it would depend on progress made at the next meeting, he said. "All I can say is probably this year," Morris said. "But that's just a guess."

**Not a New Beaver Canyon**

In the proposal, the areas are broken into sections of different heights that would mandate how tall buildings will be built in future developments, Rosenberger said. Rosenberger said the proposal allows for taller buildings near campus with plans for buildings between three and five stories in some areas

and two and four stories in other areas. While earlier proposals would have allowed for five to seven story buildings near the university, Rosenberger said the nearby Holmes-Foster citizens objected to the plans due to the increase in population. The West End plan would establish building standards that would attract buildings that will be used — in large part — for student housing. Mayor Elizabeth Goreham said a lot of the neighborhood's concern is about how the proposed building standards could cause an increase in population density. Goreham said the decrease in the proposed building heights is to address some concerns that the area would become similar to Beaver Canyon. The plans could double or even triple the density of the area, Goreham said. While the proposal would allow the addition of newer, denser buildings to the area, she said the buildings would not be to the magnitude of Beaver Canyon. Morris said he wants to see the areas that allow for five-story buildings to be reduced to a maximum of four. "I don't think it's bad, it probably needs some fine tuning," Morris said. "But I'm expecting to vote for it." Morris said he understands the concerns of the Holmes-Foster residents. The area that would contain the three to five story buildings are on higher ground than the neighborhood, which makes the proposed buildings seem even higher, he said. "I respect what their worries are," Morris said. "They like living there and they don't want it messed up."

**Affecting students**

The section of the West End district that will see the largest amount of changes under the proposed plan shares a border with Penn State's West Campus. "The [area near] campus is where we think there should be more intensive development," Rosenberger said. "Because it provides easy access

to the university for students or staff employees." Rosenberger said the proposal would provide the area with the means of developing buildings — like a mixed-use, multiple story building — which could contain businesses on the ground floor and residential areas for students, families and young professionals on the upper floors. The potential mixed-use buildings could create a new connection between town and gown after several events — including State Patty's Day — drove the two population groups apart. While council is discussing the zoning of the area, Rosenberger said it would be up to the developers to design the buildings for the area. "What we're trying to do is encourage the kind of development in that area that would be attractive to people to live there," Rosenberger said. "And also with enough commercial that it would also have a place where people would go. It's a convenience for students who live on the west end of campus." Rosenberger said the borough council will try to "enhance the neighborhood" by proposing the addition of streetlights, trees, crosswalks and park benches to "make it a more pleasant residential neighborhood." Goreham said the idea of a bike/pedestrian path from the neighborhood to the university has been discussed as a possible addition to the proposal. "Right now there is no real walkway or connection between campus and the West End," Goreham said. "And I think that's something that we've really talked about, creating some kind of connection. Because that's the advantage of living there." "We want students to have great places to live as well as provide some local shops and convenience stores," Goreham said. The borough council will hold a special meeting at noon on Aug. 18 to discuss the West End proposal and perhaps set a vote.

To e-mail reporter: [pro5004@psu.edu](mailto:pro5004@psu.edu)