“Farewell to Franklin” Homecoming theme; Journalism’s new home nears completion

Facing jail for protecting her sources, Leggett ‘knew what she had to do’

Journalism enrollment, majors and minors, breaking records
Arizona reporter guilty in disputed intrusion case

Editor’s note: Byron Wells, a reporter for the East Valley Tribune in Mesa, Ariz., and a UA journalism graduate, finds himself at the center of a controversial intrusion case. Here is his account.

By Byron Wells

Special to the Cursor

A 3-foot high brick and mortar wall with an unlocked iron gate is not a very daunting barrier. But slap a “No Trespassing” sign on it, and it becomes as impassable as, say, a moat swimming with crocodiles.

Right?

So said the Chandler, Ariz., Municipal Court judge who ruled in May that I was guilty of a class one misdemeanor trespassing charge.

What I had done was to walk through the gate, up a sidewalk, ring a doorbell and ask to speak with a former police officer at his home. I wanted his comment for a story.

This was a technical violation of the law, according to Municipal Court Judge R. J. Karp. He said a fenced residential yard with a “No Trespassing” sign should have put me on notice that I was not welcome.

My attorney has appealed to the Maricopa County Superior Court. As I wait, my sentence is a $300 fine and one year of unsupervised probation.

Here’s how this mess started:

On Oct. 12, 2002, Chandler police officer Dan Lovelace was about to finish his shift when he heard a call to investigate a woman about to finish her shift when he heard a call to investigate a woman striking Nelson in the chest and remaining unlawfully on a property.

Lovelace fired his weapon, striking Nelson in the chest and remaining unlawfully on a property.

My attorney has appealed to the Maricopa County Superior Court. As I wait, my sentence is a $300 fine and one year of unsupervised probation.

This is how I viewed the matter from the first time I laid eyes on the sign. That’s why it didn’t stop me.

Barr further argued that my conduct was well within the exemption defined in the criminal code, which states that a person “enters and remains unlawfully” on a property when their “intent for so entering or remaining is not licensed, authorized or otherwise privileged.”

“Wells went to Officer Lovelace’s front door for the legitimate purpose of ‘gathering the news’ on an issue of public concern, an activity protected by the First Amendment,” Barr wrote.

Karp disagreed, concluding that the fence and sign manifested clear direction to bar nosy reporters from the property.

He also held that the couple’s right to personal privacy outweighed my need as a newspaper reporter to obtain information.

Would I do the same thing again?

“Can’t you read?” she asked, referring to the sign.

I explained that we wanted to give Lovelace a chance to make a statement. She said there would be no comment, so I left.

The whole encounter lasted about 15 seconds, as Debbs testified in court.

I thought nothing of it until about six weeks later, when a Chandler police officer contacted me and said I was being investigated for criminal trespass.

One of the first things my attorney, Daniel C. Barr of Brown & Bain, P.A., in Phoenix, asked was why it took so long for the police to seek charges against me. I covered Chandler, after all, and had been in the police station about four days a week.

As an editorial pages editor, I asked why the law was applied to a newspaper reporter gathering information, and not a door-to-door salesman.

What about fundraising Girl Scouts or religious solicitors?

There was no Arizona case law that provided clear direction for either the prosecutor or my attorney. What it mostly boiled down to was the sign.

In court, Barr argued that states that have addressed the question have agreed with an Oregon court that held that posting a “No Trespassing” sign was not sufficient to exclude visitors from lawfully making contact with the occupants of the house.

Barr also noted that I had no criminal intent — I was not there to vandalize the home, harass its occupants or attempt to illegally homestead on their property.

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Would I do the same thing again?

Library science scholar, editor, joins department

By Andrew Poplin

Journalism senior

The short-staffed UA journalism department found its missing puzzle piece in its new program coordinator, Mary Guerrieri.

“It has been a great help having Mary join the office because it was just Kathy [D’Assis] and me since February,” said Kris Ballard, department business manager.

“Both of us pretty much had to be the jack of all trades.”

Jacqueline E. Sharkey, journalism department head, reorganized the department, Guerrieri said, and moving D’Assis to a web-design position opened a spot for her.

“When Mary arrived we actually were able to split up job duties and have definitive jobs,” Ballard said.

Daily maintenance, helping the undergraduate advisor in scheduling courses, ordering textbooks and equipping professors with what they need are a few of Guerrieri’s duties. She also helps Sharkey with special projects such as organizing conferences and dinners.

Guerrieri likes working with students.

“They keep me young and interested in what’s going on, and you have to be on the ball and up-to-date,” she said, revealing a 1,000-watt smile.

Guerrieri moved to Tucson from Fenton, Mich., with her parents in 1984. She received her master of library science degree in 1992 and her bachelor’s degrees in French and political science from the UA in 1988.

She had hoped to have a career in foreign services, but then the UA Press offered her an assistant editorial position for the Space Science Series.

She later assumed an editor’s position and remained there for about five years until the project funding ended.

Until 1997 she worked as a librarian for the space imaging center in Tucson, one of 18 NASA regional planetary image facilities.

Guerrieri also was a librarian for the National Optical Astronomy Observatory, but by 2003, she was ready for a change.

“I wanted to get back to campus,” Guerrieri said. “I had worked with astronomers since I graduated from the UA, and my background was really in the humanities.”

Guerrieri has done many different things herself in her spare time. She has taken BlackJack dealing courses and is enrolled in leisure reading classes, a huge interest of hers. A William Faulkner fan, Guerrieri has read all his novels and still rereads one of them each year.

She enjoys other authors as well, such as Jane Smiley.

Guerrieri hikes and gardens. She also enjoys cooking vegetarian meals. Playing with her dog and her three cats is also a diversion, she said.

Economy helps fuel department growth

(Continued from page 1)

“Many students want to pursue a job with a sense of purpose, and they are aware that the journalism major will help them get a job,” Sharkey said, adding that skills like research and logical writing are “easily transferred and desired” in a variety of careers.

But with the influx of students comes the challenge of accommodating them.

“There’s just no availability in the classes,” Ochoa said. She said there was a waiting list for every journalism class she’s taken.

The department has implemented minimum prerequisites and pre-registration in efforts to curb class size.

In addition, the department is looking at limiting the number of journalism minors because it has grown so rapidly, Sharkey said.

The department was also recently given the go-ahead to hire a full-time faculty member to begin next fall to teach core program courses, a constraint in the past because of financial reasons.

The department currently has four full-time faculty members and 15 adjunct faculty members.

“Budget cuts have been a factor. It’s limited the number of part-time faculty we have and limited the number of courses we can offer to some extent,” Sharkey said.
Move to Marshall Building stirs excitement

“We could hear the UPI wire machines out in the Great Hall and we knew something was happen-
ing,” Bernas recalled.

“I’m sure (the new building) will help with technological needs, but it’s always a little melancholy to see a lot of memories go,” said Bernas, who plans to attend some of the department’s Homecoming festivities.

Though some feelings of senti-
ment do linger, the move is a wel-
come one.

Sharkey acknowledges that many alumni are nostalgic about their former building, but she said she cannot think of one aspect that she will miss about Franklin, which was built in 1959.

“I’m tired of dealing with bio-
hazards, like evacuating faculty offices because of massive mold infestations and students slipping in leaking sewage,” Sharkey said.

She believes the faculty mem-
bers have “had their fill of Franklin and are very happy to move.”

Aside from biohazards, the Franklin Building has been “a very difficult space in which to create a good learning environment,” Sharkey said.

Design flaws such as the sup-
port columns the divide the space in the Harelson Reporting Lab have often been cited as hindrances to teaching and learning.

But Franklin’s shortcomings may have served a greater purpose, as Sharkey has found.

“(The Franklin Building) has lacked pleasantry and created a cer-
tain esprit among the students,” Sharkey said. “It has been a form of adversity that brought the stu-
dents together.”

The building’s Great Hall has also been credited with bringing students together.

“I’ll miss it,” said senior Drew Eicher. “Everybody before class meets out here (in the Great Hall) and talks. I hope they have something like it at the new place.”

Senior Dan Mitchell also appreci-
ates the Great Hall for its “classic open, newsroom look,” but says that can’t outweigh one key thing.

“Franklin is still a major bio-
hazard,” Mitchell said.

The Franklin Building will be torn down, according to Johan Lahtinen, assistant director for space management. While Lahtinen said that no one knows yet exactly what would be going in the vacant lot at 1101 E. 5th St., Warne said the location is in the “research quadrant” of campus.

According to Lahtinen, the journalism department will have the greater part of the third floor of the five-story Marshall building, about 11,200 square feet. Other departments moving into the top four floors include Media Arts, the UA Centers for Latin American Studies, Middle Eastern Studies, Near Eastern Studies, Judaic Studies, the Racetrack Industry program and SAHRA, and a hydrology department research group.

The street-level floor will be leased to retailers, including the Arizona Book Store.

The new building is named for the University of Arizona’s first female professor, Louise Foucar Marshall. She launched the Marshall Foundation in 1930.

UA’s Homecoming 2003 is called, “Paint the Town Red and Blue.” The Homecoming Parade on the mall will be at 1 p.m. Saturday, with the Wildcats versus the Washington Huskies kicking off at 4 p.m.

Wildcat reunion,
Hall of Fame banquet

Eight new members of the Wildcat Hall of Fame will be inducted at a banquet and reunion during homecoming weekend.

The Hall of Fame honors the achievements of those who got their start on the Wildcat and have since gone on to prominence in journalism and other fields, and those who have supported and helped the Wildcat.

The new Hall of Fame members to be honored on Nov. 7 are:

+ Elinor J. Brecher, a Pulitzer Prize-winner from the Miami Herald and author of the book “Schindler’s Legacy.”
+ Bobbie Jo Buel, managing editor of the Arizona Daily Star.
+ Michael Chihak, editor and publisher of the Tucson Citizen.
+ David Fitzsimmons, Arizona Daily Star editorial cartoonist.
+ James W. Johnson, author and former professor of journalism.
+ Sherman Miller, head of the UA journalism department in the 1960s and adviser to the Wildcat, who will be recognized posthumously.
+ George Morley, advertising manager of the Wildcat in the 1980s and mentor to many students on the ad side, who also will be rec-
ognized posthumously.
+ Lynne Olson, veteran Associated Press correspondent and coauthor of “Freedom’s Daughters.”

Eighteen Hall of Fame nominations were made this year by Wildcat alumni, according to Mark Woodhams, director of student media. A committee of Tucson-based alumni reviewed the nominations and recommended selections.

The founding editor of CBS Marketwatch, Thom Calandra, who also is a UA alum, will give the keynote address at the banquet on Friday, Nov. 7.

Invitations to the event were mailed, but if you did not receive an invitation and want to attend, call student media at 520-626-6099 to make a reservation. There will be a reception at 6 p.m. at the Tucson Doubletree; the banquet begins at 7 p.m. Tickets are $35.

Check out www.wildcat.arizona.edu/alumni for more information.

In Memoriam:

Eugene G. Varn, 58, a 1967 UA journalism graduate, died in Bisbee, Ariz., on July 29 after a two-year battle with cancer.

Varn worked for the Tucson Daily American as a reporter and assistant news editor from 1966 to 1967. He was a staff writer at the University of Arizona News Bureau from 1968-1970, and moved to the Tucson Citizen as a reporter. He became night city editor in 1973 and later was day city editor. He left the Citizen in 1977. Varn joined the Arizona Republic in 1979 and headed its Tucson-based Southern Arizona Bureau until his retirement from journalism in 1991.

After retiring, he moved to Bisbee and later taught English and journalism at Cochise Community College.
Alumni Notes

2003
- Leaving her position as cops reporter, Susan Carroll has moved to reporting on border issues from the Arizona Republic's Nogales bureau.

Judy Chewning is an admissions counselor for the University of Arizona's Phoenix Office of Admissions and New Student Enrollment.

Cyndy Cole completed a Dow Jones fellowship on the San Francisco Chronicle and is staying on at the paper to work on the copy desk.

Abby Ham has moved to Parkersburg, W. Va., where she is co-anchor and producer for NBC affiliate WTAP-TV's new 5 p.m. newscast.

Lauren McCabe joined CNBC in December as a researcher and creative liaison.

Ryan Finley is a sports reporter at The Californian of Bakersfield, Calif., and hosts two programs, including the station's main local talk show.

Gaston Mascarinas is working at a Spanish news-talk radio station in Tucson, Radio Unica (1210 AM), and hosts two programs, including the station's main local talk show.

Na'ama Tubman lives in Santa Fe, N.M., where she does public relations for the U.S. Bureau of Land Management. Her duties include Web design, media contacts, graphic design, editing and writing.

Christian Richardson has been the cops and courts reporter for the Aberdeen (S.D.) American News about one year.

Melissa Reeves has left her assignment as weekend assignments editor to take over as special projects producer at KVOA-TV in Tucson. She is working on investigative stories, sweeps projects and other projects.

2002
- Aaron Farnsworth is one of two science writers for the Tucson-based Muscular Dystrophy Association, covering MDA-funded research and news.

Ryan Finley is working as a sports reporter at The Californian of Bakersfield, Calif., and hosts two programs, including the station's main local talk show.

Kristen Pownall de Groot is working as an editor on the Associated Press national desk in New York City.

Paul Allvin has been named director of communications for Arizona's Democratic Governor, Janet Napolitano. He had been an intern.

Eun-Kyung Kim has left the Associated Press Washington Bureau for a reporting job at the St. Louis Post-Dispatch.

Gene Garaygordobil is in Visalia, Calif., as South Valley Bureau Chief for the Fresno Bee.

After a four-year stint at ABC-NEWS.com, Josh Moss joined FoxNews.com as its managing editor, the number two job at the site.

1998
- Terri Bloom Cohen joined the Baltimore Orioles as a Public Defender's Office. She married fellow attorney Rob Cohen in August.

1996
- Trigie Ealey is a copy editor and page designer for the Stars and Stripes newspaper in Washington, D.C.

1995
- Kristen Pownall de Groot is working as an editor on the Associated Press national desk in New York City.

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1987
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1985
- Arizona State Sen. Toni Hennon, R-Tucson, will receive the Arizona Alumni Association's Public Service Award for her many years of dedication to the public. The Tucson UA Alumni Club nominated her for the honor, which will be presented during the Homecoming Alumni Awards and Recognition Reception on Nov. 7, from 2 p.m. to 4 p.m., at the grand ballroom of University Student Union.

1984
- Mark Emmons is a sports writer for the San Jose Mercury News.

1982
- Hans G. Laetz, Arizona Daily Star editor, was named to the Arizona Interscholastic Press Association Hall of Fame.

1981
- Continuing a 20-year career with Freedom Communications Inc., M. Olaf Frandsen recently was promoted to publisher of the McAllen (Texas) Monitor and to regional vice president of Freedom's community newspaper chain's Rio Grande Valley Region. He publishes the 35,000-circulation Monitor, a hyperlocal newspaper in Harlingen, Brownsville and Odessa, Texas; Clovis and Portales, N.M. and Sedalia, Mo. Frandsen became a publisher in 1993 after 15 years as an editor at such papers as the Orange County Register and the Odessa American in Texas (winner of a Pulitzer Prize in 1987 for photo coverage of the rescue of Baby Jessica McClure).

1977
- Walt Nett is an adjunct instructor of journalism at the University of Arizona. He also is working as a freelance writer and web consultant and is trying to find a niche in the Tucson acoustic music scene. In October, 2002, Nett was married in Van Nuys, Calif., to Wendy Rouze, a registered nurse.

Mitchell spent much of the summer appearing at bookstores and conferences in Arizona, California, Texas and Colorado.

In his capacity as professor and attorney, Mitchell will be attending the 2003 Amendment symposium at the University of Idaho College of Law in the spring, in connection with a law review article on libel law being published at that time.

1970
- Wendy Leece is employed as a senior administrative assistant for a major Orange County, Calif., developer in the retail projects and construction departments. She has five children, but still finds time to serve on the Costa Mesa (Calif.) Parks and Recreation Commission and on the board of directors of the Orange County Youth Commission.

1967
- Stan Gordon is a writer living in Tucson. He reports that his first novel, “Moon and the Water,” will be published in November.

Faculty update

James W. Johnson, who retired in May after 24 years teaching for 27 years journalism department, is among those being inducted to the Wildcat Hall of Fame on Homecoming weekend (see full story on page x.)


“It starts with a murder during a riot on Fourth Avenue after a UA football game for the NCAA championship,” Mitchell says.

The lead character, a former border patrolman named Brinker, was introduced in Mitchell’s “Lovers Crossing,” which was published by St. Martin’s Minotaur in July.

Booklist, the American Library Association review journal, called Brinker “instantly likable” and “full of surprises,” and said “Lovers Crossing” was “as satisfying as the debuts of such classic series heroes as Parker’s Spenser and Grafton’s Kinsey Miller.”

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Jim Patton, who retired in 2002 as journalism department head, is spending the fall 2003 term as a visiting journalism professor at the University of Nebraska, where he is watching his beloved Huskers rise again.

George Ridge, who taught in the journalism department for 27 years and served two stints as department head, was named to the Arizona Interscholastic Press Association Hall of Fame for his work promoting excellence in high school journalism.

The association noted that Ridge, an attorney, was available to any high school journalism adviser in conflict with the administration.