



# ARIZONA DAILY WILDCAT

wildcat.arizona.edu

Friday, November 5, 2004

The University of Arizona, Tucson

## Students pack law school to hear cases

By Joe Ferguson  
ARIZONA DAILY WILDCAT

Approximately 250 students filled a classroom yesterday afternoon at the James E. Rogers College of Law building to hear oral arguments in two Arizona Supreme Court cases.

During the annual visit from the Supreme Court, the crowd of primarily law students watched as the justices heard oral arguments about whether a man who was severely burned during a race at Chandler's Firebird Raceway can have a jury trial.

The heart of the argument before the Supreme Court is whether a "Release and Waiver of Liability, Assumption or Risk, and Indemnity Agreement" signed by plaintiff Charles Phelps before his car crashed into a wall during a race at the raceway should be considered in the terms of Article 18, section 5 of the Arizona Constitution.

Article 18, section 5 states, "The defense of contributory negligence or of an assumption of risk shall, in all cases whatsoever, be a question of fact and shall, at all times, be left to the jury."

Both a lower court and an appellate court ruled Phelps' case should be handled under the terms of contract law, which is decided by a judge.

Phelps' lawyer, David Abney, said the case deserves a jury.

"We do have evidence for a jury to consider," Abney said.

But John Egbert, an attorney representing Firebird Raceway, said the contract Phelps

See COURT/6

## SPOTLIGHTING SOCCER'S SUCCESS



KEVIN B. KLAUS/Arizona Daily Wildcat  
UA Senior forward Candice Wilks is interviewed by a KOLD-13 television reporter Wednesday before the Arizona soccer team's practice at Murphy Stadium. The Wildcats received local and national attention after defeating Southern California and then-No. 5 UCLA last weekend, vaulting them into a top-10 national ranking. The Wildcats (14-4, 5-2 Pac-10) head to the Pacific Northwest this weekend to take on Oregon State today at noon PST and Oregon Sunday at 1 p.m. PST. A sweep would give the Arizona program its first-ever conference title. See page 11 for story.

## Shower intruder turns self in

Man said he didn't plan  
to harm female student

By Jesse Lewis  
ARIZONA DAILY WILDCAT

The man who walked into the women's restroom shower in Apache-Santa Cruz Residence Hall, 1420 E. Fifth St., Sunday, turned himself into UAPD yesterday.

The man told police yesterday he did not do anything threatening and did not mean any harm by the occurrence, police said.

Police are not releasing the name of the man, but said he was not a UA student. The man said he was visiting a resident in Apache-Santa Cruz, said Sgt. Eugene Mejia, University of Arizona Police Department spokesman.

UAPD sent a campus-wide safety alert with sketches of the suspect Tuesday so students could be aware of their surroundings and to inform students on how to keep themselves safe. The man is an investigative lead, and police are trying to determine whether the incident was threatening, Mejia said.

"The man noticed the sketch, and notified us because he was involved in the incident," Mejia said.

The man wanted to make campus residents aware that he was not being confrontational or threatening and that an alert was unnecessary, Mejia said. "He wanted to make the community aware of what the incident was and he is not a stranger who made entrance."

The man wanted to make sure police had his version of the incident, Mejia said.

## Internet2 allows academics to surf safer, faster Web



KEVIN B. KLAUS/Arizona Daily Wildcat  
Health Science Library Director Gary Freiburger inquires about Internet2 and its use with the HiRise camera on Mars yesterday in the north ballroom in the Student Union Memorial Center.

By Natasha Bhuyan  
ARIZONA DAILY WILDCAT

The Internet of the future has already found a home at the UA.

Internet2 Day, held yesterday in the North Ballroom of the Student Union Memorial Center, aimed to educate UA faculty, staff and students about the many uses for Internet2, which expand beyond the technology field.

Internet2, which was founded by the UA and other universities, operates on a high-speed Abilene network, enabling users to accomplish memory-consuming tasks, such as sending research projects, engaging in video conferences, accessing large databases and promoting telemedicine.

Terry Wimmer, information technology project manager for CCIT, said the uses for Internet2 are not limited to faculty research.

### Another Internet?

- Internet2 operates on a high-speed Abilene network
- Boasts a stronger bandwidth than original
- Founded by the UA and other universities
- Not for commercial use

The College of Fine Arts uses Internet2 for video conferencing and digital dance and music sessions, he said.

"Internet2 has a stronger bandwidth — a greater likelihood of video conferences working," Wimmer said.

Created in response to the increased traffic on the "commodity Internet," Internet2 is not for commercial use, but is available

for research-based consumers, such as universities, corporations and government, said Bruce Kaplan, editor of telecommunications for CCIT.

Although Internet2 is not available for the general public, students can access it through a UA faculty or staff member if they need to use it for research.

Former U.S. Vice President Al Gore introduced the Abilene network in 1998, with a speed of 2.5 gigabits per second, according to the Internet2 Web site. Today, the network operates at 10 gigabits per second.

Although the UA is connected at 155 megabytes per second, Wimmer said he expects an upgrade to 2.5 gigabits per second by December.

On top of additional usage fees, the UA pays a \$27,000 yearly mem-

See INTERNET2/10