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KUHL

Continued from 3A

"Currently No Child Left Behind is being worked on with hearings, but at this point, we don't have a bill to take up," Kuhl said. "We have been promised a bill since last May. It's a continuation of

their inability to move ahead." Kuhl said the blame falls squarely at the feet of the Democrats. As the majority party, they control the calendar and the pace of legislation coming to the floor, he said.

Congress is scheduled to adjourn for the year on Oct. 26, but Kuhl said that won't happen.

"I don't know if it's intentional so they only have one headline a day, which would be my guess, so they can maintain presence in the media," Kuhl said. "It's frustrating to members here because now they are taking about extending this right into Christmas, which is not what other members had planned."

SCHUM ER Continued from 3A

"We test the devices on a regular basis per guidelines, Monroe said. "The problem is, as I understand it, there is no definitive test for the problem the senator is referring other than basic research."

Monroe said the report does not detail the model or models of PASS devices that were faulty or identify the manufacturer.

Schumer called on the United States Fire Administration to coordinate with the National Institute for Operational Safety and Health and the National Institute of Science and Technology to inspect all PASS devices before they are sold.

"I'm also asking this coalition to inspect all the PASS systems currently in use by firefighters, either on own or with the help of the private sector so we can know which devices are compliant and which have the potential to malfunction,"

Schumer said. "Air packs on firefighting breathing apparatus are routinely tested before they go on the market, it shouldn't be a problem to do the same with the integrated PASS devices. They just haven't done it and I don't know why."

Schumer said he'd prefer if the national organizations work with manufacturers to voluntarily inspect the PASS devices, but he'd resort to legislation if necessary.

He said there's currently no legislation to address the prob-

Monroe said his department has more than 30 airpacks with PASS devices, which were purchased with grant money through FEMA.

He said the Corning Fire Department has several procedures in place in case the PASS devices built into their air packs fail, including a radio system with a man-down alarm and a rapid intervention team whose sole purpose is to stand by in case a firefighter encounters trouble.

BUSH

Continued from 1A

Bush said at a White House news conference Thursday "there is no question" these are "some unsettling times" in the housing and credit markets. "That's why I look forward to working with Congress to modernize the FHA loans so that people can refinance their homes."

Treasury Secretary Henry Paulson, who also appeared at the House hearing, signaled that the administration would consider allowing the mortgage giants Fannie Mae and Freddie Mac to temporarily buy, bundle and sell as securities any loans exceeding \$417,000,

known as "jumbo" loans. The idea, which represents a policy change for the administration, is portrayed as an important way to pump cash into the jumbo loan market, which has been hard hit by the credit crunch.

Continued from 1A

Bernie Murray's. On his way there, Bernatavitz said he saw a bicyclist fitting Bacon's description.

When he arrived at Bernie Murray's, Bernatavitz testified he saw Bradley eating dinner with a man he recognized as Andrew Zeller, the son of a prominent area attorney, and a second man, identified as Mark Knolles.

Bernatavitz said he stayed at the restaurant for approximatley 10 minutes while his takeout food was prepared.

While traveling home, Bernatavitz said he again saw the bicyclist, this time near where Bacon was killed.

Shortly thereafter, Bernatavitz witnessed Zeller's green sports utility vehicle and Bradley's light-colored Honda driving rapidly behind him.

"They were going extremely fast," Bern atavitz said.

The prosecution contends Bradley fled the scene after striking Bacon, despite Knolles, Bradley's passenger,

person.

DeMuth said parts of Bacon's clothes and blood were found on Bradley's vehicle, facts the defense has admitted to.

Defense attorney Ray Schlather, of Ithaca, admitted opening statements Wednesday that Bradley struck Bacon but said it was accidental. His only crime was leaving the scene, the Schlather said.

Also Thursday, Trice called to the stand four members of the Burnham family, who live just feet from where Bacon was killed.

Three Burnhams testified they heard the crash but didn't see any aftermath, and the fourth said he saw Bacon shortly before the wreck.

"It sounded like metal hitting metal," said David Burnham, who lives in the downstairs apartment that the family owns.

The couple's daughter-inlaw, Michele Burnham, said she heard the crash and asked her husband, Michael, if he warning they had just struck a heard anything. Michael

Burnham testified he hadn't but said he saw Bacon riding his bicycle just minutes before the crash.

All the witnesses testified it had rained intermittently around the time of the crash but said the conditions were clear enough for Bacon to be seen from the shoulder of the roadway.

Schlather said Bacon was wearing all dark clothes and the rain may have made it difficult for drivers to see the teen ager before it was too late.

Because he admitted to causing the wreck that killed Bacon, Bradley will take responsiblity for one count against him – leaving the scene of an incident, a felony.

But, Schlather said, the wreck was an accident, and therefore, Bradley is not guilty of second-degree manlsaughter, a class C felony punishable by up to 15 years in state prison.

The trial will resume at 9 a.m. today.

Zeller and Knolles are expected to testify today for the prosecution.

BATH

Continued from 3A

Opponents of the Wal-Mart project have asked town officials to consider both a "big box" moratorium and a general economic impact study of a Wal-Mart supercenter. They have warned the development could force numerous local businesses either to close or cut back on their services.

Beyond those controversial issues, Clarke and Dennis Fagan, of Fagan Engineers, worked with planning board members for about 55 minutes Thursday to clarify a draft scoping document outlining the en viron mental issues Wal-Mart

Soares plans a news confer-

There was no immediate

The morning that Cuomo's

report was released in July,

comment from Bruno or

ence Friday to discuss his find-

must address and mitigate in order to receive permission to build its Route 54 store. Those issues include:

• A fiscal study of the store's impact on local municipal services versus the municipal revenue it will generate through local taxes.

• An assessment of the store's impact on the character of municipalities nearby Hammondsport and Urbana.

• Traffic and a possible realignment of country Route 113 and its intersection with state Route 54 near the development site.

• The project's impact on an underground aquifer.

Spitzer immediately apolo-

gized to Bruno, said he didn't

know of any political plot,

and disciplined the aides -

Communications Director

Darren Dopp and public safety

aide William Howard. Dopp

had been suspended without

pay and Howard was trans-

ferred out of the executive

Planning board members unanimously endorsed the refined scoping outline, which now will be referred to Wal-Mart for its own environmental study.

According to Clarke and Fagan, the next major step for the Town of Bath will be studying Wal-Mart's own proposals in response to the scoping document. Once a final environmental study is prepared, Clarke noted, a public comment period is required under SEQRA.

Planning board Chairman James Emo did not permit public comment during the board's review of the scoping plan.

Dopp and Howard said they

compiled information and

prompted state police to cre-

ate accurate records of Bruno's

travel in answer to a reporter's

There was no immediate

comment from Dopp or

request.

Howard.

SEVEN-DAY FORECAST



WETM 18 Storm Team Chief Meteorologist Scott Mayer Meteorologist Joe Pasquarelli Meteorologist Matthew Szwebjka





Today

warm

P. cloudy,

High | 84

Low | 50

Saturday P. cloudy, possible showers

National forecast

Forecast highs for Friday, Sept. 21

-10s -0s 0s 10s 20s 30s 40s 50s 60s

TODAY

Hi Lo

YESTERDAY

Hi Lo

Albany Atlanta Atlantic City Austin Baltimore

Buffalo Charlotte.N.C. Chicago Cincinnati Cleveland Dallas-Rt Wortl

Denver Detroit

Honolulu

Indianapolis Kansas City Las Vegas

Los Angeles Memphis

Milwaukee

Nashville

Orlando

Phoenix Pittsburgh

St Louis Salt Lake City San Antonio San Diego

Philadelphia

San Francisco

Syracuse

New Orlea

New York City Oklahoma City

Houston

High | 84

Low | 54

Sunday M. sunny

High | 78

Low | 46

M. sunny

Monday

High | 81

TOMORROW

Hi Lo

Clay Clay Clay Clay Clay Clay PCldy PCldy

Otlk

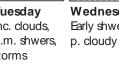


Inc. clouds, p.m. shwers, storms High | 78

Low | 53









High 70	High 72
Low 52	Low 45

NEW YORK

Today will be mostly sunny with patchy fog in the morning and highs in the lower 80s.

Tonight will be mostly clear with lows in the upper 50s.

Saturday will be partly sunny with highs in the upper 70s.

Saturday night will be mostly clear with lows in the upper 40s.

WEATHER HISTORY

In 1954, the temperature at Deeth, Nev., soared from a morning low of 12 degrees to a high of 87 degrees, a record daily warm-up for the state.

MOON PHASES



CHARLE I CHARLET

WED.

SUNKISE SUNSEI	
Sunrise today	6:54
Sunset today	7:08
Sunrise Saturday	6:55
Sunset Saturday	7:06

TIMEWARP

SCANDAL⁻

Continued from 1A

in gs.



ERIC WENSEL | THE LEADER

Students, parents and teachers check out school pictures, books and other items from the 70s in one of the classrooms Thursday during Kent Phillips' 50th anniversary.

The '70s room had Led

Continued from 1A

led the project. The school that now bears his name was one of the new elementary schools built. He passed away in 1966, but his daughter Emmy McGuigan and his granddaughter, Pamela Farr, were the guests of honor Thursday night, said Marilyn Prutsman, the school's principal.

The rooms had old yearbooks, photographs and colZeppelin and Pink Floyd posters, along with newspapers from the days following the infamous Flood of '72, and pictures of the destruction it caused at Kent Phillips. Students studied in classrooms without walls as

Second-grade teacher Tate Williams, even though he

construction workers rebuilt

the school around them that

wasn't even born in the '70s, wore a groovy headband and funky clothes.

The classroom that represented the current decade, the 2000s, recalled a couple of big events: the construction of the Ruth Kline Memorial Garden to honor a longtime teacher; and the fight by the community and those at Kent Phillips to save their school when the district proposed closing it a few years ago.

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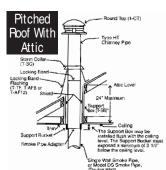
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