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MIDEAST PROPOSAL

Trump Arafat, Bush demands



RICK FOWLER / ASSOCIATED PRESS

President Bush, speaking yesterday, says that a new Palestinian leader and an end to terrorism are prerequisites for U.S. support of a Palestinian state. Behind him is Secretary of State Colin Powell.

End terrorism, hold elections, Palestinians told

ELIZABETH BUMILER AND DAVID E. SANGER
New York Times

WASHINGTON — President Bush told the Palestinian people yesterday that they must replace Yasser Arafat as their leader before the United States will support an independent Palestinian state.

Removal of Arafat was only one of several major changes that Bush demanded of the Palestinians in a blunt speech delivered in the Rose Garden. He also called for an end to Palestinian terrorism and for free elections and economic reforms to end corruption.

While he never mentioned Arafat by name, Bush made the price of Palestinian statehood clear: "Peace requires a new and different Palestinian leadership so that a Palestinian state can be born," he said.

Bush effectively endorsed the position of Israeli Prime Minister Ariel Sharon. That was something he had resisted until now. That no negotiations can take place until Arafat is replaced.

In recent days, Israel has sent tanks and troops into six of the eight

What President Bush wants in the Middle East

- Israel**
 - Withdraw its forces to positions it held on the West Bank two years ago and stop building homes for Jews on the West Bank and in Gaza. Ultimately, Israel should agree to pull back to the lines it held before the 1967 Mideast war.
 - Restore freedom of movement in the Palestinian areas so that innocents can resume work and normal life.
 - Release frozen Palestinian revenues "into honest, accountable hands."
- Arab states**
 - Build closer diplomatic and commercial ties with Israel, leading to "full normalization of relations between Israel and the entire Arab world."
 - Stop the flow of money, supplies and recruits to Hamas, Islamic Jihad and Hezbollah, which seek the destruction of Israel. Block the shipment of Iranian supplies to these groups.
 - Syria must close terrorist camps and expel terrorist organizations.

ASSOCIATED PRESS

major Palestinian cities and towns, placing hundreds of thousands of Palestinians under round-the-clock curfew and making arrests part of a new policy to seize and hold Palestinian-controlled territory until all Palestinian attacks halt.

Arafat announced the policy last week, after back-to-back suicide bombings in Jerusalem claimed the lives of 36 Israelis.

SEE BUSH | A4

Israelis delighted, Palestinians stunned

JAMES BENNETT
New York Times

JERUSALEM — Delighted with President Bush's speech, Israeli officials last night expressed the hope that perhaps, at last, Yasser Arafat would be ousted and a new, peace-seeking Palestinian leadership installed.

But Ismail Abu Shanab, a leader of the militant group Hamas, which has been behind several recent suicide bombings, expressed a different

hope: That perhaps, at last, Arafat and his Palestinian Authority would let real Palestinian violence explode.

"I hope the Palestinian Authority will now understand that it should have support resistance and not chase after the West," said Abu Shanab, an

engineer in Gaza City. He noted that Arafat had now "lost the support of the American administration" along with that of average Palestinians.

Palestinian officials were as stunned by the speech as Israelis were pleased. The Palestinians had hoped Bush would urge an Israeli withdrawal, but they heard him talk instead about Israel's need to defend itself.

During the Clinton administration, Arafat was handled much differently.

SEE REACTION | A4

Nurse Ruby demands competence, loses job

Ex-boss at county center now worries about kids

Before Ruby Davis came along, the medical department at the Juvenile Detention Center was a mess. Examination tables — tables on which pregnant girls and boys with gonorrhea were treated — were old and torn, with gaging holes leaving little hope for sanitation.

When Ruby started in June 1999 as medical services supervisor at the Cuyahoga County facility on East 22nd Street, she found medical files in disarray, baskets of unpaid bills, and a long list of kids who hadn't even had their entry physicals.

Ruby took charge. She gave the court administrator a tour of the department and bluntly asked him, "Would you want your wife on this table?"

After that, Ruby got money to buy examining tables, to paint the dingy walls and to replace broken equipment. She set up record-keeping, paid bills and began issuing memos for nurses to follow proper medical procedures.

The nurses weren't used to having someone who acted professionally and improved productivity. Physicians and psychiatrists sang her praises. At the end of her probationary period, a supervisor said she performed "very well under extreme conditions."

Ruby spent the next two years correcting medical errors. One nurse forgot for seven days to give a boy the medication that controlled his behavior. He kept landing in the "isolation box" for punishment. When the nurse realized her mistake, she asked other nurses to cover for her. They fiddled the medical record to show she had given him the drug when he hadn't.

Another nurse gave a girl a yellow pill as if it were a doctor prescribed Benadryl, a pink one.

The girl felt dizzy, vomited and had diarrhea. The nurse learned that the girl was ill and did nothing. But later on when she gave the girl the correct pink pill, the child realized she had been given the wrong medicine. The doctor said the nurse probably gave her Zolof, an antidepressant.

SEE NURSE | A8

Alan Freed urns spotlight in rock hall

JON SODERBA
Plain Dealer Pop Music Critic

Alan Freed died way back in 1965, but at this rate he's going to be just right quality as rock 'n' roll's comeback story of the year.

The legendary Cleveland disc jockey made news in March when a brass urn containing his ashes was exhumed from a mausoleum in New York and reburied under an escalator at the Rock and Roll Hall of Fame and Museum in Cleveland.

Now, the urn has been exhumed again — this time to be put on public display on the rock hall's second floor. "It's back under the bright lights, where he belongs," said Rabbi Franklin Miller of Youngstown's Congregation Rodef Shalom, where Freed's father worshipped.

SEE ASHES | D1



Regina Brett

COMING

THURSDAY: Are black detention center employees being discriminated against?

FRIDAY: The bosses said it was refreshing to have someone who acted professionally and improved productivity. Physicians and psychiatrists sang her praises. At the end of her probationary period, a supervisor said she performed "very well under extreme conditions."

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Only juries may decide on penalty of death

High court invalidates laws in five states

LINDA GREENHOUSE
New York Times

WASHINGTON — Justices rather than judges must make the crucial fact-determinations that make a convicted murderer eligible for the death penalty, the Supreme Court ruled yesterday. The decision invalidated the death penalty laws of five states and cast doubt on the laws of four others.

Nearly 600 people are on death row in the nine states where judges ultimately determine sentences, with or without a jury's advisory opinion. While inmates whose appeals have been exhausted face high procedural obstacles to benefiting from the new ruling, dozens, at least, will be entitled to re-sentencing as a result of the court's 7-2 decision.

Because only a jury can sentence a defendant to death in Ohio, the ruling will not affect the cases of the 201 men who sit on Ohio's death row, disputes according to Ohio's top public defender, David R. Boddiker, developer. B1

"The judge has the ability to reduce it [the death sentence], but he has no ability to escalate the recommendation," Boddiker said.

The only exceptions are capital cases in which the defendants legally waived their right to a jury trial, had their cases tried by a three-judge panel and were sentenced to death by the panel.

Such is the case with Gregory Loft of East Cleveland, who was sentenced to death in 1987 by a panel of judges. Loft is scheduled to be executed Aug. 27.

Ring v. Arizona was the case the court decided yesterday in an opinion by Justice Ruth Bader Ginsburg over the dissenting votes of Justice Sandra Day O'Connor and Chief Justice William Rehnquist.

In Arizona, judges determine the existence of the "aggravating factors" that separate murderers eligible for death sentences from those who are not.

In Idaho, Montana and Nebraska have the same sentencing approach. In four other states — Alabama, Delaware, Florida and Indiana — the jury presents an advisory verdict but the judge makes the sentencing decision.

SEE COURT | A6

INSIDE

Ford, Ohio differ on number of jobs

The state says Ford Motor Co. has promised to maintain 2,000 jobs at the Ohio Assembly Plant in Avon Lake for the next 20 years, but Ford says it has guaranteed only 800 jobs. C1

Schools' long-lost mystery ledger surfaces

A Geauga school district's financial log that was stolen during an audit is found — about 40 years too late. B1

Classifieds	F1
Comics	D5
Deaths	B6
Dear Abby	B8
Editorials	B9
Movies	C3
Sports	D4
Television	D1

WEATHER

Hot and humid again. A stray thunderstorm today or tonight. High 90, low 70. Map, B10.

NURSE

FROM A1

Whistleblowing cost woman job, she says

The same nurse mishandled another case. When a detention officer told the nurse a child was coughing and spitting in a wastebasket, the nurse dismissed the concern, saying the girl was just a street kid. The nurse never evaluated the girl and told the officer to teach the girl to cover her mouth when she coughed.

Had the nurse checked the chart, she would have seen that the girl had tested positive for TB. The girl should have been put in medical isolation to prevent contamination of other residents and staff.

One LPN didn't want to touch a boy, so she handed him a needle to inject his own insulin — although children in detention aren't allowed to possess sharp objects. She also gave a diabetic an extra shot of insulin he wasn't supposed to have, gave a pregnant girl another resident's medicine and put her hands in the pill bottle without washing first.

Ruby wrote up nurses who didn't sign off on controlled drugs. Nurses routinely forgot or didn't bother to verify the amounts of locked-up medicine to make sure drugs such as Adderall, Ritalin and Desoxine didn't end up on the streets or abused by employees. She also wrote up nurses for not signing the charts to show that children got their medications. All told, 12 nurses quit or got fired because Ruby demanded that the department meet state nursing requirements. But Ruby's bosses and the Human Resources staff grew concerned about the turnover of

nurses. Their solution?

Fire Ruby.

Her termination letter dated June 6, 2001, says she was fired "due to a pattern of documented unsatisfactory work performance." But there are no documents in her personnel file to support that claim. It turns out the only documents used to fire Ruby were exit interviews Human Resources conducted with nurses who left — most of them disgruntled nurses Ruby reprimanded or fired for mistakes.

So why was Ruby fired? "I was fired for nothing less than the color of my skin and the

fact that I reported nurses for poor performance and violation of laws," she said.

Was race a factor?

Common Pleas Court will decide that. Ruby filed a lawsuit against the Juvenile Court and her bosses. So have nine other black detention center employees who claim they are treated differently from white employees.

Cour Administrator Ken Lusia said he cannot comment because of the lawsuits. In deposits, Lusia said low pay was one factor in turnover. He also said Ruby was fired "because nurses were making mis-

takes that did not improve during her tenure as supervisor. Her supervisory skills were deficient."

Len Munka, the superintendent who recommended that Ruby be fired, said in a deposition: "I discussed the fact that her medical skills were excellent but that her manner of disciplining staff and holding them accountable, while being someone that we would want, led to wholesale resignation."

Isn't wholesale resignation preferable to wholesale medical care?

It looks to me like Ruby would still be working there if she hadn't been so vigilant about catching errors.

Cathy Mank, who supervised Ruby for a year, told me the quality of the nursing staff was substandard because of low pay and tough kids. She never saw any negative exit interviews.

"I always found Ruby to be very methodical, very professional," she said. "If anything, the complaints that were coming in were because the staff didn't like being held accountable."

Ruby makes no apologies for being a take-charge person. She works at a health care agency that sends nurses out to hospitals, but she would rather be back at the detention center.

"No one's worried about the safety of the kids," Ruby said. If employees don't do a better job, she said, "they're going to kill somebody."

If you think she's exaggerating, consider the 15-year-old girl who drank cleaning fluid in a botched suicide attempt in March. The nursing staff didn't take the girl to a hospital for 20 hours. The only nurse who got fired over that incident was one of several nurses who criticized Ruby Davis in an exit interview.

In that review, she said, "LPNs are making sound decisions and Ms. Davis will yell at LPNs for things that they do if she is in a mood to yell. . . . The job is self-explanatory."

That nurse, who was rehired after Ruby left, was fired June 3 for dereliction of duty, for failing to provide adequate medical attention to the girl who burned her esophagus.

Ruby worries about what kind of care the kids are getting now that an LPN is running the department instead of an RN.

"These kids need me," she said. What they really need are detention center supervisors who realize that the solution to nursing turnover isn't lowering medical standards to keep them.

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— April 2002

ASHES

FROM A1

Freed urns spotted in rock hall

Muller led a brief prayer service for Freed yesterday morning at the rock hall. The ceremony was attended by a handful of museum staffers and Judith Fisher Freed, the estranged wife of Steve Stewart, rock leader and the keeper of Alan's archives.

She lobbed rock hall officials to bring the urn out of hiding. "It just wasn't the right spot" in the museum for a "showman" like Freed, said Judith Fisher Freed. "It turns people off, too bad."

Steve Stewart, rock hall president and chief executive, said he was along with the move out of respect for the Freed family's wishes.

"I'm sure some visitors will find it . . . very emotional," he said. "Others might find it a bit unusual. But . . . the family felt this was the way Alan would like to be part of the rock hall."

Freed popularized the phrase "rock 'n' roll" in the early '50s, when he hosted a radio program on WJW. On March 21, 1952, he emceed the Moonrock Coronation Ball at the old Cleveland Arena, an event regarded as the first rock concert.

A psychosis scandal ended his career. Freed pleaded guilty to two counts of ceremonial bribery in 1962. Three years later he died of uremic poisoning. He was 43.

Freed's remains were originally brought to Cleveland from the Freed's Memorial in Hartsdale, N.Y. That move was approved by Freed's four children — Alana, Lance, Alan and Alan Jr. — and Freed's third wife, Janis.

Alan Freed Jr., a lawyer who lives in Montana, said it makes "no sense" to have his father's remains on view at the rock hall.

"My dad would probably be thrilled, or at least amused."

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