

Federal judges seek Napster specifics from recording industry

THE ASSOCIATED PRESS

SAN FRANCISCO - Three federal appeals judges put the burden on the recording industry Monday. They grilled its attorneys with questions about why a lower court's injunction against Napster Inc. should be reinstated and the song-sharing service shut down.

The panel of the 9th U.S. Circuit Court of Appeals peppered recording industry lawyers with queries. It tried to find out how exactly Napster's service should or could be monitored to weed out the trafficking of copyrighted music among what Napster claims are 32 million users.

Judge Robert Beezer told

Russell Frackman, a lawyer representing the Recording Industry Association of America, that asking Napster to keep tabs on music traded by its users might be too much to handle.

"How are they supposed to have knowledge of what comes off of some kid's computer in Hackensack, N.J., to a user in Guam?" Beezer asked.

Frackman said the answer lies in Napster's ability to take a list of copyrighted song titles and redesign its service not to transmit those files.

The hearing was part of the continuing legal battle between Napster and the RIAA.

The RIAA alleges Napster contributes to copyright

infringement by allowing millions of users to search for music with its MusicShare directory and then download directly from each others' computers. The recording industry considers this case pivotal in its battle against online piracy.

Attorneys for each side had 20 minutes to make their case Monday. The judges adjourned without reaching a decision, which could come at any time.

The appeals panel suggested through its questions that U.S. District Court Judge Marilyn Hall Patel's injunction shutting down Napster prohibited legal uses of the music-sharing software, such as the trading of non-copyrighted music.

Reinstating Patel's injunc-

"How are they supposed to have knowledge of what comes off of some kid's computer in Hackensack, N.J., to a user in Guam?"

Robert Beezer
judge

tion would cripple Napster's service, said David Boies, who successfully prosecuted the government's antitrust case against Microsoft Corp.

Patel's injunction against Napster in July said the small, Redwood City-based company was encouraging "wholesale infringing" against music industry copyrights.

But hours before Napster's computer servers were to power

down, the appeals court stayed the injunction, keeping the company's service alive.

Napster also claimed the promotion of artists who permit their songs to be shared would be hurt by reinstating the injunction.

It added that the 1984 Supreme Court decision allowing Sony to continue manufacturing VCRs that can duplicate copyrighted materials also cov-

ers Napster's service. But Frackman argued that Napster was specifically created to aid users engaging in copyright infringement. Frackman said the music industry is not "trying to stop the Internet," but it wants to stop Napster from allowing its users to swap pirated music.

Napster was started in a Northeastern University residence hall room last year. It pioneered the concept known as peer-to-peer computing, in which people share files from their own computers instead of a central server.

In Napster's case, users can download music from each other that is stored in the MP3 format.

200s For Sale
Scooters, camouflage, airsoft pistols, jeans and more. 3241 South 13th. 420-5151.

205 Bicycles For Sale
Competition Mountain Bike Trek 8500, 1996 Model. *Frame: Easton EA 70 program aluminum. *Front shock: Answer Manitou Mach 5 SX. *Components: Full XT group / except front hub. *Never been used. Shimano SPD-535 clipless pedals. Asking for \$800 or best offer.

216 Computers For Sale
HP 6670 Computer, Intel PIII 600MHz, 128mb ram, 30gb HD, DVD, CD-RW, 56k modem, NIC, 8mb AGP Graphics. Loaded with software, 5 year extended warranty, \$900 OBO. 402-327-9114.

220 Furniture For Sale
Brown hideaway couch (makes into a bed) and peach chair. Only \$50 for both OBO. Call Jessica after 6pm, or leave message. 402-327-8666.

220 Furniture For Sale
Full and Queen size mattress sets. New and in plastic. Never used. 10 years warranty. Retail \$439 and \$639. Sell for \$165 for the Full, Queen \$195. 477-1225.

240 Misc. For Sale
BARTENDERS MAKE \$100-\$250 PER NIGHT! NO EXPERIENCE NEEDED! CALL NOW!! 1-800-981-8188 ext. 9073.

240 Misc. For Sale
DREAMCAST GAME FOR \$5. *Do you have a Sega Dreamcast? *Do you like racing games? *Then you will love Tokyo Extreme Racer Game. It is in excellent condition. For more info on this game go to the following website: <http://dreamcast.ign.com/reviews/11901.html>. Asking \$15.00.

FOR SELL
1. Used men bicycle, \$20
2. 19" color TV with remote control, \$40
3. 25" color TV with remote control, \$80
*Call (402) 742-5515, leave message.

240 Misc. For Sale
Surplus City
Scooters, camouflage, airsoft pistols, jeans and more. 3241 South 13th. 420-5151.

250 Pets
2-3 year old Male Australian Shepherd One Blue eye one brown. Abandoned at our house 2 weeks ago. Very friendly dog, but we can't keep it. Leave a message at 402-263-5685.

270 Ticket Exchange
Will buy up to 6 tickets to Iowa State. Call 438-4409.

290 Vehicles For Sale
1987 BMW 325 P/W. P/L. New tires. Kenwood Stereo, SBL Speakers. Good Condition. Must sell. \$3900 OBO. 423-5944.

FOR SELL
1997 Honda Civic EX. 67000 miles. \$9000 obo. Sell your CAR or TRUCK with pictures FREE on the internet at www.azcarlot.com.

300s Services
A young, happily married couple with much to give want to share their love, laughter and zest for life with a newborn. Medical/legal expenses paid. Please call Sue and Tom at 888-810-0852.

300 Adoption
A young, happily married couple with much to give want to share their love, laughter and zest for life with a newborn. Medical/legal expenses paid. Please call Sue and Tom at 888-810-0852.

350 Health and Fitness
Natural Herbal Breast Enlargement
Safe, effective, and affordable. Please visit www.figureplus.com. 1-888-603-9800. Distributorships also available.

350 Health and Fitness
Attention
Need 31 people who seriously want to lose weight. Great business opportunity. Flexible hours. Call (402) 730-3745 or 1-888-390-5645.

365 Legal Services
Auto Accidents & DWI
Other criminal matters, call Sanford Pollack, 476-7474.

Auto Accidents/DWIs
And all other criminal and civil matters, call Franklin E. Miner, 423-4417.

Automobile Accidents and DWI
Call Jeffrey F. Dean at 435-2424. 24 hour line.

370 Misc. Services
720 Snow Board Shop
New at 720 Snow Board shop: Burton, stocking, boards, boots, bindings, and accessories from this great company. Also at 720 Snow Board shop: Northways, Never Summer, and Drake. Selected items marked down plus package deals on boards, boots, and bindings. 720 Snow Board Shop has a complete setup for tuning boards for the upcoming season. 27th and Vine, 475-2453.

Cycle Works
Don't put your bike away just yet. The expert mechanic staff is waiting to tune up or upgrade your bicycle with the newest and greatest parts. Expert repairs on all makes and models with quick turn-around time. Close to campus, 27th and Vine, 475-2453.

For all your insurance needs: auto, home, health, life and business, call Jim Wallace at American Family Insurance, 1340 L St., Lincoln, NE 68508 or call 402-474-5077.

Need Affordable Health Insurance?
Call 24 hours. 477-8383.

NEED PAPERS TYPED?
Reasonable rates. Rush jobs extra. 464-3013.

378 Pregnancy
Free Pregnancy Test
Birthright is a confidential helping hand. Please call for appointment or more information, 483-2609. Check out our website www.birthright.org.

400s Housing
400 Roommates
2 roommates needed for either 2 bedroom apartment or 2 bedroom house. Both close to East Campus. F. 325-6893.

Christian guy needs clean, N/S roommate between now and December. Roommate is getting married. 484-7062.

Clean, non-smoking roommate wanted. Near campus. No lease. \$260 includes utilities. 435-2458.

Female nonsmoker to share 3BR apartment, \$175/month + 1/3 utilities. Call 476-1159 or 472-6364.

M/F roommate needed to share 3 bedroom apartment. Near East Campus. Call Scott, 484-6878.

Responsible roommate needed to share 3 bedroom house. \$200 plus 1/3 utilities. 470-0453 or 310-6877.

Roommate wanted ASAP for NICE 2-year old duplex. Own bedroom/bathroom, garage. \$265+1/3 electricity/cable, 1/3 deposit. October paid. 742-5158.

430 Houses For Rent
3 bedroom, 2 baths, washer/dryer, AC, parking. Close to UNL. Available November 1. 738 Y Street. \$750/month. 730-7368.

219 North 30th. 2 bedrooms + 2 Garage. Appliances. No smoking or pets. \$700/month. Call 489-1992.

\$650. 1427 North 24th. 3 bedroom. Washer/dryer, dishwasher, no pets. 580-1121.

1830 L. 4 bedroom, 2 bath. Lease \$850/month. Call 730-5565 or 489-7000.

4700 South St. Immaculate 2/3 bedrooms, c/a, finished basement, garage, \$850+deposit, references, no pets. 483-4887.

Four bedroom near stadium. Central air. Washer/dryer included. Lawn mowed. \$650 489-9294.

440 Duplexes For Rent
\$780. 1135 North 32nd. 4 bedroom, 2 bath. Pictures at www.geocities.com/webwinters. 580-1121.

Duplexes
NEW! 3439 A, 3 bedroom, 2 bath, W/D, C/A, D/W, DBL Garage. Call HIP at (402) 465-8911.

Large, 3 bedroom near east campus, 1405 idylwild. New paint, carpet, re-finished oak floors, lots of storage, central air, garage, available now. No pets. \$650/mo. + utilities. 475-9663 or 430-7583.

Walk to downtown campus from this brand new 4 Bedroom 2 Bath Duplex. 1 stall garage, W/D, \$940. N/S, N/P. Call Julian 432-7030 or Rembolt Homes 488-9222. www.rembolt.com.

450 Apartments For Rent
Close to City Campus
2 bedroom, electric-entry building, \$439.00 & up. 475-7282.

Efficiency Apartments
Close to City Campus
Water, Heat, and Gas Paid
Available now. Call 477-4490.

5 Min. From Downtown
1630 S. Folsom St. 2 Bedrooms, Balcony, Washer/Dryer, Secure Entrance, Reserved Parking, Great Area. \$520/month. Call Today!! 438-0946.

Two 2-bedroom condos for rent in historic Hayward Place. Within walking distance from downtown UNL campus. All appliances, secure building, 12' ceilings, parking and on site laundry. Available now. Call 421-2316. Leave message.

1810 H Street/Secure Bldg.
1BR/1.5-plex, \$410 plus electricity. Includes utilities/cable. Balcony, laundry, parking. 488-8707, 450-8895.

5043 HUNTINGTON
Studio apartment off street parking. Rent \$325 central air conditioning. Rent \$365. One bedroom across the street from Wesleyan. E.O.H. 475-8776.

HIP
HOLADAY INVESTMENT PROPERTIES
AVAILABLE NOW!!
1, 2 and 3 Bedrooms
402-465-9911
www.HIPrealty.com

AVAILABLE NOW!!!
1630 & 1640 North 56th Street, 2 bedrooms \$460-\$475 electric only - off street parking N/P. E.O.H. 475-8776.

TRI-WIN PROPERTIES
One, two, three bedroom apartments available. 438-0946.

450 Apartments For Rent
*** SPACIOUS 1 BR ***
Gas/water/trash paid, 3 or 6 month lease, appliances, washer/dryer, blinds, laundry, parking, \$365. Near campus, 2504 Vine Street, 489-4857.

Student Special
One bedroom, 1120 E St., clean and nice, utilities paid, no pets. \$300. 474-5377.

Studio and 1 BR
Vintage-studio and 1 BR close to both campuses, \$300-\$350. 432-0288.

Two bedroom, fireplace, central air, \$460, 3541 Baldwin Avenue, perfect for students. Available August 16. 420-7331/310-7331.

CENTURY SALES AND MANAGEMENT CO.
We provide:
• Locations throughout Lincoln
• 24-Hour Emergency Maintenance
• Professional & Personable Leasing Staff
Call us today!
402-437-8300

500s Jobs

500 Help Wanted
\$ Bartenders Needed \$
No experience necessary. Training/certification available. Immediate job placement. www.bartenders.com 800-806-0083 ext. 360

\$15-\$25 and up, possible for servers. Bartender also wanted. Must be dependable, hardworking. Branched Oak Inn Steakhouse, 796-9921.

Best Job in Town
Full & part-time security positions available. Great study job. Call 476-6600. Ext. 350.

Cedars Youth Services
Want to gain hands on experience in the field of human services working in our various programs including crisis shelters, residential and day treatment centers and group homes? Our Relief Youth Specialist position offers:
• Flexible schedule
• Potential for advancement
• Possible college credit
• \$7.50 per hour
Must be available to work 16 scheduled hours per week and carry an agency paper an additional 8 hours. Must have a high school diploma and a valid NE driver's license. Open until filled.

Early Childhood Developmental and Human Services? Our On-Call Childcare positions offer:
• Daytime hours Monday-Friday
• Advancement opportunities
• Earn college credit
• Opportunity to gain Head Start program experience
• \$7.50 per hour
Must have a high school diploma or equivalent. Open until filled.

Submit completed application to Cedars Youth Services, 620 N. 48th, Suite 100, Lincoln, NE 68504 or call 434-437 to have an application mailed. Resumes will not be substituted for the application. EOE/AA/ADA.

Clinical Research Opportunities!
MDS Pharma Services has exciting opportunities to be involved in clinical research for many of the top pharmaceutical and biotech companies in the world! MDS Pharma Services has several positions available in our clinic:
Phlebotomist-Part Time Perform timed blood draws and process samples from Study Participants. Phlebotomy experience is required. Part-time, hours, vary, weekend availability required.
Clinical Conduct Associate-Part Time Assist with the participant check-in process, handle/process samples, monitor study participants and record raw data. Some post High School education in the life sciences or medical environment preferred. Hours vary, weekend availability required.
Production Nurse-Part Time Perform events according to study protocol and as assigned by the study manager. Includes performing vital signs, ECGs and blood draws, as well as identification and reporting of adverse events. We require a current NE license and clinical experience with assessment skills. Part-time, weekend availability.

MDS Pharma Services
Human Resources-CM
621 Rose Street
PO Box 80837
Lincoln, NE 68501
FAX: 402-476-7598
E-mail: catheleen.morton@mjdpsps.com
AA/EOE

Company Lunch Room
Need a few hours work each week? Need to get children off to school in the morning and be home when they return? We need someone to help in the lunch room from 10:00am to 2:30 pm, Mon-Fri. No experience needed. Help with food preparation, clean up, loading dish washer, etc. Apply in person or call 421-4433 for more information. Nebraska Farm Bureau, 5225 So. 16th Street, Lincoln.

Construction Labor: Part-time or full-time flexible day hours. Remodels, additions, roofing, concrete, siding. Must have construction experience and good skills. \$9-14.00/hr DOE and availability. Send letter with skills to Tom Duey, 838 S. 37th St. Lincoln, NE 68510. www.DueyEnterprises.com.

Phlebotomist-Part Time Perform timed blood draws and process samples from Study Participants. Phlebotomy experience is required. Part-time, hours, vary, weekend availability required.

Clinical Conduct Associate-Part Time Assist with the participant check-in process, handle/process samples, monitor study participants and record raw data. Some post High School education in the life sciences or medical environment preferred. Hours vary, weekend availability required.

Production Nurse-Part Time Perform events according to study protocol and as assigned by the study manager. Includes performing vital signs, ECGs and blood draws, as well as identification and reporting of adverse events. We require a current NE license and clinical experience with assessment skills. Part-time, weekend availability.

Part Time
Prepare poll files for imaging. 8-11:45 or 12:45-4:30. M-Fri. Great part time job. Apply in person or call 421-4455 for additional information. Nebraska Farm Bureau, 5225 So. 16th, Lincoln.

Part-Time Building and Grounds
Pegler-Sysco has a part-time positions available in our maintenance department for a Buildings and Grounds Keeper. Qualifications for this position are: Must be at least 18 years old, and must be able to lift 100 lbs. Also should be able to operate various lawn and hand tools. Requires a valid drivers license with a good MVR. Flexible day hours are available so apply now! Applications will be accepted Mon-Fri 7am to 5pm at:
PEGLER-SYSCO
1700 Center Park Road
AA/EOE

PERFECT HOURS TO FIT YOUR BUSY SCHOOL SCHEDULES P/T WAREHOUSE
We have the perfect schedules to fit those busy school schedules that you have. We have openings in our busy Warehouse for second shift Order Selectors. The starting wage for these positions is \$8.25 an hour with 20-30 hour work week available. Our jobs do require that you must be able to:
• BE AT LEAST 18 YEARS OF AGE
• PASS A COMPANY DRUG SCREEN AND PHYSICAL
• MUST BE ABLE TO LIFT 100LBS
• BE AT LEAST 18 YEARS OF AGE
If you meet these requirements please come in and apply today with us.
PEGLER-SYSCO FOOD SERVICE COMPANY
1700 Center Park Road
Lincoln, Ne 68512
1am-5pm Monday-Friday

Personal Care Providers
Full/Part-time, Days/Evenings and Nights. Tired of making minimum wage in an unimportant job? Make a difference working with us. Earn \$8 or more with experience.
Part-time Cook
6am-9pm. Work every other weekend or Tuesday & Fridays. EOE. Medication Assistance Course offered FREE if employed by Haven Manor.
HAVEN MANOR
Assisted Living
Lincoln, NE 68516
434-2680
www.havenmanor.com

WINTER Steamboat CO
SKI TRIPS
January 8-18, 2001
3/4/5/6 or 7 nights
1-800-SUNCHASE

Get your own copy of the Daily Nebraskan



Sell any noncommercial item free in Daily Nebraskan Want Ads, FREE for three days. If the item doesn't sell, contact us for another three days. Limited time only.

Buy a faster computer. Dump your old stereo. Make room for a bigger TV. The options are endless.

Simply email DN@unl.edu and include your name, address, phone, and student ID number, and the item(s) you wish to sell. At the end of three days, if it hasn't sold, contact us and we'll pay you again as long as this special lasts. You must be a student at UNL.

DN@unl.edu for free ads

BIGGER & BETTER Than Ever!

CPAN (College Placement Association of Nebraska) presents:

Career Connections 2000

FULL TIME POSITIONS • GRADUATE SCHOOLS • INTERNSHIPS

For more information on...
• how to get a job
• how to prepare
• what to bring
• who will be there

Check out...
or contact
NU Career Services
200 Nebraska Union
472-3145

Tuesday, October 10, 2000
10:00am - 4:00 pm
Pershing Auditorium

Door Prizes • Free Breakfast • Door Prizes • Free Breakfast

SPONSORS:
CPAN
NU Graduate Studies
Three Eagles Broadcasting
Kaplan
Pella
P.O. Pears

FREE SHUTTLE