



## A&E

Comedy movie has action but falls short on the laughs

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Should judge in sexual assault case have been recalled?

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Football team expects to find success after poor 2017 season

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Tuesday,  
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# Spartan Daily

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VICENTE VERA | SPARTAN DAILY

A 'Plains 2 Table' employee serves food to students in the Dining Commons on Monday. Chartwells Higher Education, known as "Spartan Eats," aims to create a more health-conscious environment.

## Spartan Eats ramps up Dining Commons

By Vicente Vera  
STAFF WRITER

When Chartwells Higher Education, now "Spartan Eats," took over food operations at San Jose State University on July 1, they sought to make substantial changes to the student Dining Commons.

The changes focused not only on adding healthier items to the menu, but on creating a more health-conscious environment at the commons.

Hanging above the self-serve

food stations are blue, white and gold-colored posters that read 'eat local,' and 'we're lowering our carbon footprint.' Marketing Director of Spartan Eats Stephanie Fabian, said the posters were meant to encourage students to make healthier choices.

"The signs are there to remind students that we've heightened the quality of the food. We have cage free eggs, our food is bought locally, and our new menus give more nutritional fact about the food," Fabian said.

Menus now show the food alongside one of four indicating symbols. Students can see which items are vegan or vegetarian friendly, if their selections are a part of a "balanced diet," and if they contain gluten. Calories, carbohydrates and protein counts are listed as well.

Executive Chef of the university dining facilities, Mitchell Fishman oversees all of the food choices offered on the campus.

CHARTWELLS | Page 2

## SJSU named fourth most transformative university

By Huan Xun Chan  
STAFF WRITER

San Jose State is ranked the fourth most transformative college in the United States, according to Money magazine. SJSU is also listed 14th in the nation's top minority degree producers by the Diverse Issues.

"It's not surprising that elite schools report high graduation rates or alumni success," Money Magazine stated. "What's impressive is when a college helps students do far better than would be expected from their academic and economic backgrounds. We call this a college's value add."

SJSU is being considered transformative because graduated students have good performances in their early career, though they had lower expectations based on their academic and economic backgrounds.

Money magazine ranked the colleges based on graduation rates, students' early career earnings and student loan repayment rates. Ninety-three percent of SJSU students who need aid receive grants. Statistics on the list show, on average, SJSU students' debt will total

“

We want to give them additional skills, we don't want to downplay or have them reject their culture or their background.

Cynthia Kato  
Director of Academic Advising and Retention Services

\$15,000 upon graduating.

Director of Academic Advising and Retention Services Cynthia Kato said SJSU values people from different backgrounds and respects their different perspectives.

"We want to give them additional skills, we don't want to downplay or have them reject their culture or their background," Kato said.

SJSU has a diverse community and the university is proud of that.

"We are not trying to make you a different person...We are trying to extend you as a person, rather than so much

RANKING | Page 2

## Silicon Valley Pride celebrates LGBTQ community

By Nora Ramirez  
STAFF WRITER

Silicon Valley Pride made San Jose the host city for the 43rd celebration of the LGBTQ community.

The Pride Festival took place at the Plaza de Cesar Chavez on Saturday and Sunday. The event was open for all Silicon Valley residents to enjoy.

The festivities began with a Trans and Friends Rally to celebrate the transgender and gender non-binary community.

The venue had various food trucks, a cocktail lounge, high-tech pavilion, guest speakers featured on two stages and four different DJs.

“

I think Prides should be more widespread than just in large cities.

Mia Apodaca  
Archbishop Mitty High School senior

Guest speakers shared their stories and some attendees shared personal poems on the main stage.

Allies walked around the venue, some sung and danced along to the rhythm of the music. Others laid in the grass enjoying their afternoon with conversations and the company of their partners, family and friends.

Mia Apodaca, an Archbishop Mitty High School junior, attended the festival with her friends on both days. She said she was excited to be able to have a Pride close to home.

"I was looking forward to going to a Pride this year, but I couldn't find any that I could still go to, so this

FESTIVAL | Page 2



NORA RAMIREZ | SPARTAN DAILY

A Silicon Valley Pride attendee showcases her costume depicting the theme "Good vs. Evil" on Saturday. During the festival, people were encouraged to dress up.

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CHARTWELLS

Continued from page 1

This is the first semester Fisherman is working with students as staff and customers.

“I want to make them engaged and have them be interested in the fresh food we have,” Fisherman said.

Fisherman, and Vice President of Operations, Spyros Gravas, said they plan to host cooking classes in front of the restaurant Neighborhood Eats in the dining commons.

The eateries added in the course of the Commons’ renovation includes an



I want to make them engaged and have them be interested in the fresh food we have.

**Mitchell Fisherman**  
Executive Chef of the university dining facilities

Italian pizza spot called Flour + Sauce, which replaced Southside Pizza & Pasta.

The venue cooks the pizza inside a brick oven, and the dough is made from scratch.

Psychology senior Gabby Junez, is a team leader at Flour + Sauce.

She said she expected the job to get a little bit hectic once the change in ownership was announced.

“I’ve been working here for four years and things are constantly changing,” Junez said. “The people I work with are really cool. . I remember seeing a lot of them at orientation and now they’re getting promotions and stuff.”

‘Interactive Corner’ is another self-serve station at the Commons.

The station is lined with iPad tablets students can use to apply for jobs, sign up for cooking classes,

and schedule a tour with Spartan Eats’ registered dietitian Jacqueline Ernst-Smith.

Students are encouraged to take leftovers home too. Plastic containers can now be picked up at Neighborhood Eats in the event that some students are in a hurry.

Once folks finish using them, they can return them right back where they got them, no cleaning required.

One of the new strategies Spartan Eats is implementing at the commons has been the relocation of the more popular food venues, such as Bok Choy and Flames to the end of the cafeteria loop.

“We’re putting the popular

items like burgers, fried food, and Asian cuisine as the last block the students pass by so that they have a chance to check out all of the other options they might have not seen before,” Fabian said.

Justice Studies freshman, Valeria Hernandez, shared her opinion on the food quality after her first week eating at the commons. “It’s bad,” Hernandez said.

Hernandez feels the Latin food options, such as the new eatery SONO, doesn’t live up to her standards.

“I wish I could have my mom’s cooking instead, or some more authentic Mexican food options,” Hernandez said.

Students will begin to see a new sales tax on food because of Chartwells’ status as a private company. Gravas is confident that the improvements will be worth the price increase.

“A more health-oriented dining common is what we’re striving for, whether that’s with the plastic containers, the cooking classes, or the little signs you see above your head.

We want students to know that we’re trying,” Gravas said.

Follow Vicente on Twitter  
@VicenteSJSU

FESTIVAL

Continued from page 1

was the one that I found. I think Pride should be more widespread than just in larger cities,” Apodaca said.

Attendees were happy to enjoy a Pride so close to home without having to travel far.

Sociology senior Mars Lahann, said she liked that the Pride event was really close to home.

“I’ve always been really interested in it because I’m part of the trans community,” Lahann said. “I think it’s super cool that you don’t have to go all the way to like San Francisco or LA.”

Saturday’s festivity culminated with the “Fantasy” Night Festival, which invited attendees to emerge themselves into four night-themed worlds encouraging the community to dress up.

Some of the worlds were

Enchanted Forest, Under the Sea, Good vs. Evil (Heaven and Hell) and Space Odyssey which had body paint models and cosplayers.

The night event was planned by SV Pride Committee Member and DJ, Chris Cardenas. He explained that the idea had been on their minds for a while and was happy and proud that it came to fruition.

“I’m the secret DJ and will be really blowing it up,” Cardenas said after sharing that he would be DJing for the night.

Sunday’s festivities began at 10 a.m. with a two-hour long Pride Parade that took over the streets of downtown San Jose.

The day festival included live Latino music and Mexican folklorico groups, Ensemble Folklórico Colibrí, who are based in San Jose and Ballet Folklórico Teocalli, from Guadalajara, México.

Arturo Magana, General

Director and Artistic Director of Ensamble Folklórico Colibrí, has been dancing for more than 20 years and shared the reasons behind leading an LGBTQ+ dance group.

“I’ve been dancing in a regular traditional group and I felt the need to represent my identity and I found that many dancers feel the same way,” Magana said.

The event offered a safe and inclusive environment not only for the LGBTQ community but for allies and supporters as well.

“People here are supporting us, being a human being doesn’t matter what you do, who you are. We’re all here to celebrate each other,” Magana said.

From booth to booth and stage to stage, Pride ’18 was full of unity, diversity and strength.

Follow Nora on Twitter  
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# Spartan Daily

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SJSU the 4th most transformative college

Estimated price for 2018-19 without aid	\$28,800
Estimated price for 2018-19 with avg. aid	\$14,800
Students with need who get grants 	93 percent
Average student debt 	\$15,000
Early career earnings 	\$58,500
Earnings premium over peers 	\$12,100

SOURCE: MONEY MAGAZINE, INFOGRAPHIC BY HUAN XUN CHAN | SPARTAN DAILY

RANKING

Continued from page 1

change you as a person,” Kato said.

Attending a college without knowing what to expect causes students to spend more time in adjustment. About half of SJSU students are first-generation college students.

Melina Telles, a sociology senior, is one of them. “After my first semester, I wanted to drop out,” Telles said.

Telles is the first person in her family to attend a four-year university.

“It was hard for me to connect to the university, because I didn’t have somebody in my family who could help me along the way. It was more like, okay, I have to find out how to do all of these on my own.”

The university is aware of the maladjustment faced by first-generation college students, “All freshman deep down, [they] wonder, ‘Can I do this?’ ‘Do I belong here?’ ” Kato said.

According to Kato,



All freshman deep down, [they] wonder, ‘Can I do this?’ ‘Do I belong here?’

**Cynthia Kato**  
Director of Academic Advising and Retention Services

different departments and offices such as the Academic Advising & Retention Services and Counseling and Psychological Services work hard to support helpless students in a variety of ways.

“There are academic supports, tutoring, there is mentoring, but there are also the social sides,” Kato said. “There are clubs and organizations that reach out to students, so that they feel that they belong to the community.”

In Telles’ first year, she joined a dance group and met others who shared the same

cultural background as her. She then gained support from the people around her.

“I took advantage of the Counseling and Psychological Services and I actually used it the following semester,” Telles said, “It was actually very helpful.”

Kato said the university wants students to feel comfortable reaching out and asking questions.

“We can’t monitor how everybody is doing... it’s important to ask, to get to somebody you trust, whoever that is, student, faculty or staff, and ask the question.”

Kato believes that the main reason SJSU is being ranked as one of the most transformative universities is because the school creates an environment that values and respects every student.

“We do believe in every student and their abilities,” Kato said. “Though, we are not perfect, we have still got ways to go as we always do.”

Follow Huan Xun on Twitter  
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# Play takes viewers on journey

Opera shows love through time travel

By Nora Ramirez and Huan Xun Chan  
STAFF WRITERS

“The Face on the Barroom Floor” is a poem, an art piece, a film and an opera play. The story of the opera is written by Henry Mollicone, adapted from the poem and extended into a story that includes two tales.

Each tale happens in the present time and another in the 19th century, with parallel characters, settings and plots.

“The Face in the Barroom Floor” is a unique piece of art.

Mollicone was witty in creating a passionate story and turning it into an opera.

The fact that the play is set in two parallel times keeps the audience engaged and actively thinking about how the story is moving forward.

This way, the audience has the chance to see two alike stories develop in different times, past and present, where the protagonists try to dodge life’s obstacles but aren’t able to dodge destiny’s.

After seeing the first story develop, you can’t help but become

play review

“The Face On The Barroom Floor”

Rating:  
★★★★★

Written by:  
Henry Mollicone

Starring:  
Sandra Bengochea,  
Stephen Guggenheim

Genre:  
A One-Act Opera

attached to the play. It was dramatic and tragic, however, it had enough witty and funny scenes that kept the opera enjoyable. The flutist, the pianist and the cellist fluently played a majestic piece of art and set the mood along with the acting.

The opera starts with Isabelle and her partner Larry who go into a bar.

There, the bartender tells them the story of Madeline whose face was painted on the barroom floor.

After listening to the story, Isabelle tries to persuade Larry to leave the bar because she hides something from him, something Tom knows about.

Three actors performed the play in a simple stage setting — a bar, a table, two chairs and



Roberto Perlas Gomez as the character Tom in “The Face On The Barroom Floor.” Shown this past weekend Aug. 24-26 in celebration of longtime San Jose resident Henry Mollicone and the 40th anniversary of his opera.

the painting of the face on the barroom floor.

The love triangle story is very classic but the way the composer structures similar story lines in different characters leaves a strong impression on the audience.

Love affairs may be complicated, it could even lead a person to a tragic end.

Though you could probably guess how Isabelle’s story would end, the entire performance still pulls

you in waiting to see what happens next. It was intriguing to see the drama develop.

Performing in the play was soprano Sandra Bengochea casted as Madeline and Isabelle, the tenor Stephen Guggenheim casted as Matt and Larry, the Tenor Roberto Perlas Gomez casted as John and Tom, accompanied by musical director and pianist Barbara Day Turner, flutist Teresa Orozco and cellist Michael Dahlberg.

In the Teller House Bar located in Central City, Colorado, the art on the floor – “The Face on the Barroom Floor” was drawn by Herndon Davis in 1936.

San Jose resident Henry Mollicone composes the opera to the art on the floor after he discovers the remarkable piece that still remains to this day.

He is a conductor, composer, founder and music director of The Winchester Orchestra of San Jose. This year, he is

celebrated for the 40th anniversary of his opera.

His opera, “The Face in the Barroom Floor,” was commissioned by the Central City Opera in 1978 and has been produced by various companies and universities throughout the United States and some European countries.

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A new sound for Plain White T's

By Claire Hultin  
STAFF WRITER

album review

“Parallel Universe”

Rating:  
★★★★★

Artist:  
Plain White T's

Release Date:  
Aug. 24, 2018

Genre:  
Alternative/Indie

Many know the rock band Plain White T's from their 2006 hit song “Hey There Delilah.” On Aug. 24, the group of five released their eighth album, “Parallel Universe” with Fearless Records. The album is versatile, ranging from soft love songs to provocative, sensual songs with an electronic-rock beat. With 14 tracks, the group changes up their sound to a more current, pop-sounding album that makes the listener want to dance and fall in love. “Parallel Universe” starts with arguably their most catchy song on the album, “Light Up the Room.” The pop sound and electronic beat start the album off on a high note with its dance-inducing beats. The lyrics display the perfect way to begin the album. Lead singer Tom Higgenson sings “When you walk in you light up the room / Light up the room and I see nothing but you,” setting a romantic and upbeat tone to the album. The tune then shifts to a more provocative tone with “Bonnie I Want You,” that strays away from their indie sound. In “Call Me,” the song is noticeable for its effects and electronic tone. The album changes with “Top of the World,”

carrying more of an alternative rock sound, the tone of the album drastically shifts with the next few love songs. Higgenson’s voice is soft and sweet in the catchy love song “Bury Me” and light rock ballad “Your Body.” They both are soft love songs that slow down the album a bit, but are similar to their biggest hit, “Hey There Delilah.” The songs flood with romantic lyrics in “Bury Me” like “Sinking slowly into your heart / I will always be where you are” and “My favorite pastime is / Getting lost beneath your eyelids,” in “Your Body.” Fans will notice that they do not stray far from their roots in these sweet love songs. The rest of the album picks back up in “Sick of Your Love,” a sensual

disco track, changing the vibe to an anti-love song with fast-paced beats. “No Imitations,” “Low” and “I Should Be Dead Right Now” all follow as more electronic dance tracks. In “Lips,” Higgenson sings “But it gets lonely on the tour bus, tour bus / And there’s room here for the two of us.” He sings about a lover returning to a tour bus, hooking the listener into the intriguing storyline of the song. In “Lying About Me And You” and “End Of The World” the band finishes off the album with an older rock sound, giving the audience a variety of sounds throughout. Plain White T's are often compared to bands such as The All American Rejects, All Time Low and Panic! At The Disco, but with “Parallel Universe” many will compare them to more Top 40 pop artists. Although the album displays a diverse sound that fans may be surprised with, the band still throws in a few songs that stick to their roots. The electronic-dance sound and swoon-worthy love songs make “Parallel Universe” a solid eighth album for the Plain White T's.

Follow Claire on Twitter  
@ClaireHult



# Dark comedy snuffs expectations

By Vicente Vera  
STAFF WRITER

The puppet-themed dark comedy “The Happytime Murders” translated pretty well on the big screen. The film directed by Brian Henson, son of “Muppets” creator Jim Henson, first caught my attention when the marketing campaign prompted an unsuccessful lawsuit from Sesame Street Workshops.

I knew going into the movie it would be raunchy, but I wasn’t expecting the explicit scenes that were rightfully kept out of the trailers. “The Happytime Murders” starts with the cigarette smoking ex-cop Phil Phillips following a lead that takes him to an adult bookstore. As soon as he walks in, there’s a curtain that leads into a private room behind the counter that’s left wide open. It shows the puppet store owner orchestrating an amateur porn production involving a cow’s udders and gallons of milk flying in the air. The scene itself was more interesting than funny. Watching the cow flail around so realistically gave a preview of the amazing work the puppeteers orchestrated throughout the film’s runtime. Another visually appealing scene that stuck out to me was when Melissa McCarthy’s character, Connie Edwards, fights a gang of puppets for being disrespectful to puppet women. Growing up and watching Jim Henson’s muppets on “Sesame Street,” I can’t recall very many instances where the muppets were put into action scenarios. However, during the gang fight scene in “The Happytime Murders,” the puppets were doing backflips, flying across the room, and using weapons. It was like watching a “James Bond” movie, but every other character was a stuffed sock with googly eyes. Though I could talk about the aesthetics of “The Happytime Murders” forever, the plot and jokes of the film weren’t much to applaud. The film’s jokes mostly revolve around pointing out the fact that half of the characters were puppets.

movie review

*“The Happytime Murders”*

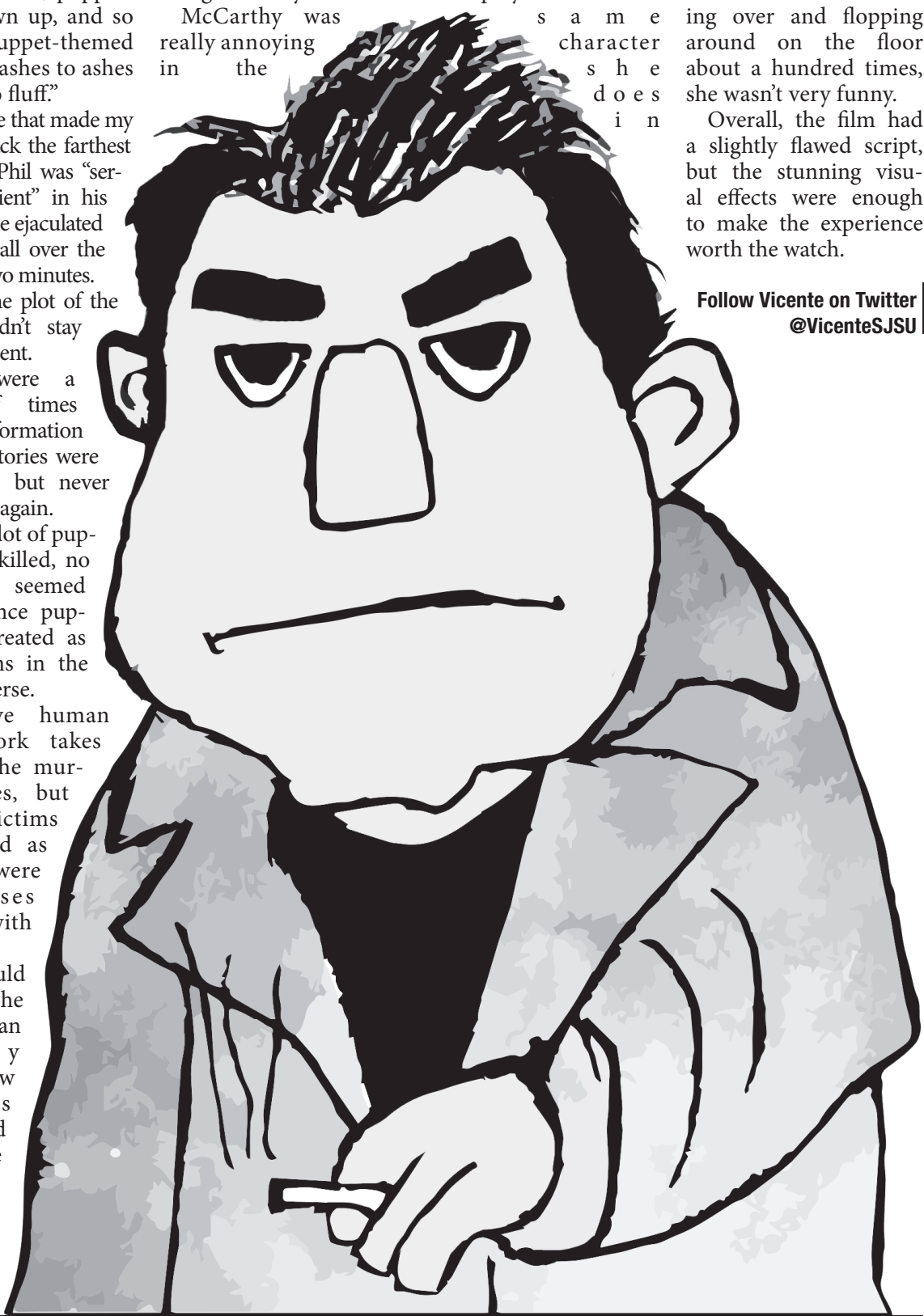
Rating:  
★★★★★

Directed:  
Brian Henson

Starring:  
Melissa McCarthy

Genre:  
Action Adventure/  
Comedy

Some of the punchlines include puppets snorting glitter, puppets being blown up, and so many puppet-themed puns like “ashes to ashes and fluff to fluff.” The scene that made my eyes roll back the farthest was when Phil was “servicing a client” in his office and he ejaculated silly string all over the room for two minutes. As for the plot of the film, it didn’t stay very consistent. There were a bunch of times where information and back stories were mentioned, but never mentioned again. While a lot of puppets were killed, no one really seemed to care since puppets are treated as non-citizens in the film’s universe. Extensive human police work takes place at the murder scenes, but the victims are treated as if they were pillowcases riddled with bullets. One could argue the film is an analogy for how minorities are treated by the justice system, but I think those impressions were just used to move the along the story. McCarthy was really annoying in the movie. All of her jokes fell flat, and she seemed to play the exact same character she does in every other film she’s been in. Other than falling over and flopping around on the floor about a hundred times, she wasn’t very funny. Overall, the film had a slightly flawed script, but the stunning visual effects were enough to make the experience worth the watch.



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ILLUSTRATION BY WILLIAM DELA CRUZ | SPARTAN DAILY

## CLASSIFIEDS

### CROSSWORD PUZZLE

1	2	3	4		5	6	7	8	9		10	11	12	13
14					15						16			
17					18						19			
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45	46	47	48							49				
50					51	52		53				54	55	56
57							58					59		
60						61						62		
63						64						65		

#### ACROSS

- Liability
- Instrument indicators
- Anagram of “Fuel”
- End
- Map within a map
- Gave temporarily
- Filly’s mother
- Pre-car transport
- A concern
- Glisten
- Morning moisture
- Stratum
- Instructive
- Broadcast
- Photocopy company
- Delivery vehicle
- Fastened
- Sad song
- Storage cylinder
- Take in slowly
- Chip dip
- Aviator
- Habitual absence from work
- Mature
- Beer
- Convictions
- Be overly critical

- Irregular
- Doing nothing
- One who accomplishes
- San Antonio fort
- A noble gas
- Makes a mistake
- Laser printer powder
- Spurs

#### DOWN

- Lacking intellectual acuity
- Brother of Jacob
- Large mass of ice
- Used a rocking foot lever
- Renounce
- Within
- An Old Testament king
- Lower limbs
- Stair
- Plant life
- Not watertight
- Parental brother
- Aromatic solvent
- The whorl of sepals
- Tiny sphere
- Dines
- 13 in Roman numerals
- Kind of school
- Angles of a branch or leaf
- Brusque
- Keyboard instrument
- Caviar
- 8 in Roman numerals
- Beers
- Standard
- Blot
- Napping
- Satisfies
- Sensed
- Seamster
- Residence
- Style of interior furnishings
- Canker sore
- Prevaricators
- Decree
- Alone
- What a person is called
- Notion
- Lummox
- Knows
- Indian bread

### SUDOKU PUZZLE

Complete the grid so that every row, column and 3x3 box contains every digit from 1 to 9 inclusively.

	9	6		3		4	1	
8							9	
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	3						2	
4	2		6	8				
9	8	2						
	4							9
1	5		4		2	7		

### SOLUTIONS 8/23/2018

8	7	4	2	3	6	5	9	1
1	5	9	4	8	7	2	6	3
2	6	3	9	5	1	8	4	7
9	3	8	1	7	5	6	2	4
7	2	6	8	9	4	1	3	5
5	4	1	6	2	3	7	8	9
3	8	2	5	1	9	4	7	6
6	1	7	3	4	2	9	5	8
4	9	5	7	6	8	3	1	2

O	R	C	A		E	M	O	T	E		I	R	O	N
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G	E	N	R	E		I	V	I	E	S		P	E	P
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G	I	S	T		A	S	T	I	R		E	A	V	E
E	S	S	E		S	T	E	L	A		W	H	E	E

## JOKIN’ AROUND

I’m reading a book on the history of glue.

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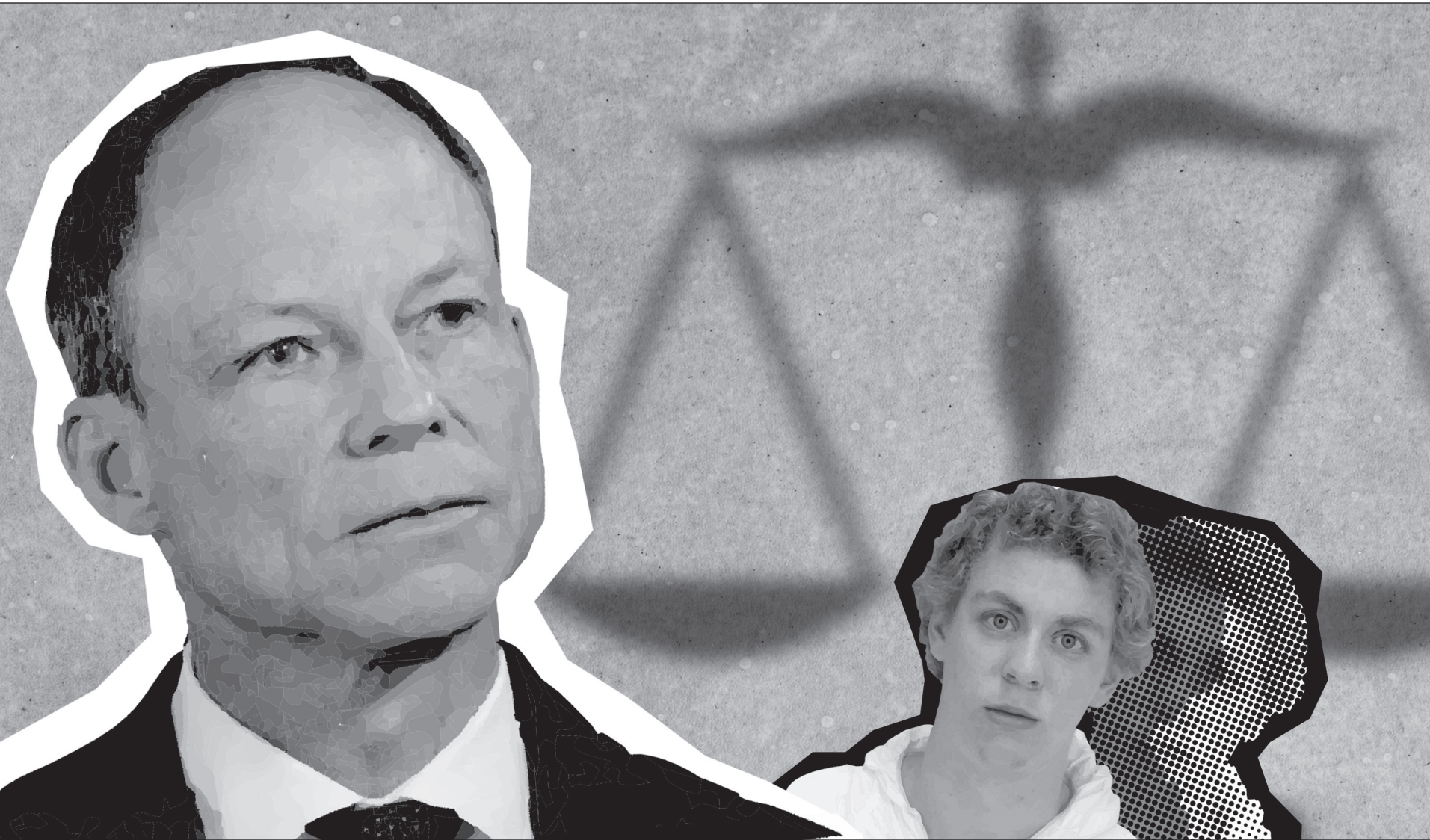


PHOTO COURTESY OF WIKIMEDIA COMMONS, PHOTO ILLUSTRATION BY MARCI SUELA | SPARTAN DAILY

# Should Judge Persky have been recalled?

## The recall is necessary



Nicholas Girard  
MULTIMEDIA REPORTER

Two friends on bikes came upon a young man sexually assaulting an unconscious woman behind a dumpster outside of a fraternity party. The young man was Stanford swimmer, Brock Turner. While the maximum sentence for sexual assault is 14 years, Turner received a lenient

low the matter to go to the ballot box. In the primary election held June 5, 2018, Santa Clara County replaced Persky. Persky's replacement, current Santa Clara County Judge Cindy Hendrickson, was supported by the Stanford professor who fought against the Turner verdict from

State University professor Lewis Apteekar, as reported by the Spartan Daily. The argument of the movement to recall was never that Persky broke the law. The movement wanted to impeach Persky for ignoring victim and bystander testimony. The yes on the Persky recall movement sought to send a signal to judges that sexism and rape would not be tolerated. Perhaps local communities voting for their executor of the law may have its caveats, it is a direct form of democracy that should be honored and not dissuaded by judges. Persky is not in jail, he's not out of a job. He still has his freedom. His replacement, Hendrickson, seems like the character we should want in our diverse community.

She was endorsed by the movement to recall Persky and replaced him on June 5. Hendrickson emphasizes her background in victim advocacy, experience as a prosecutor, and what she calls her "sensitivity to implicit and explicit bias after growing up in a multiracial household," as reported by Newsweek. Hopefully judges will think twice before questioning a victim for being intoxicated rather than questioning the man who was date-raping somebody and was caught by four witnesses. I cannot stand by and watch victims be harassed in court when they are victims of rape. Santa Clara County voted to recall Persky by 61.6 percent and I stand with my vote to recall.

Follow Nicholas on Twitter | @ubentu

## No, change the law



Jana Kadah  
COPY EDITOR

Brock Turner, a swimmer for Stanford University, was caught assaulting a female victim by two college students on campus. He was convicted on three counts of felony sexual assault and given the minimum sentence of six months in county jail. He was also required to register as a sex offender for the rest of his life. Initially, I supported the recall. However, as I read the opinions of various lawyers, judges and experts in the judicial field I decided to vote against the recall. This is because the problem was with the law, not the judge who followed it.

Recalling Persky sets a dangerous precedent that encourages judges to enforce harsher punishments in order to protect themselves from a recall. The Recall Persky campaign and proponents contend that Persky had been more lenient with white defendants in cases of sexual assault. However, retired California Superior Court Judge LaDoris Cordell said the examples provided were not indicative of Persky's track record, while speaking at an event at San Jose State University during the 2018 Spring Semester. She pointed out that the official website for the Recall Persky campaign only provides five examples out of about 2,000 cases he served as a judge. Five out of 2,000 is 0.25 percent, which is not indicative of any pattern. It is also important to note that while Persky's sentencing was lenient, it was in line with the requests by the proba-

tion department that recommended a sentence of six months to a year. The appropriate response to a legal sentencing that constituents disagree with is an appeal, not a recall. A Court of

### The appropriate response to disagreement with the law is to change it, not recall the judge who followed it.

Appeals can overturn a sentence if the prosecutor believes that the sentence is too light. A judge should only be recalled for illegal or unethical conduct. Putting judges at risk of a recall because of an unpopular decision threatens the autonomy of the judiciary. In fact, the Commission on Judicial Performance, an independent group that investigates judicial misconduct, found Persky clear of any judicial misconduct. The Santa Clara Bar Association and many public defenders also defended Persky. More importantly, many experts in the judicial system fear that the recall of Persky can encourage judges to be more punitive in sentencing in order to protect their jobs. The Leandro Andrade case is the epitome of injustice by over punishment.

me of injustice by over punishment. Leandro Andrade, an army veteran and father of three, received two 25-year sentences without parole for 50 years for stealing \$153 worth of children's movies from Kmart. This court case went to the Supreme Court who decided 5-4, the punishment was not cruel because there was an opportunity for parole. Andrade would be 87 years old by the time that opportunity would arise. I believe most would agree that the theft of \$153 worth of videos does not equate to what was essentially a life sentence. Yet, there was no recall. The most unfortunate is the Leandro Andrade case is not an outlier. Nearly one in every seven prisoners is serving virtual life sentences in the United States, according to The Sentencing Project. While overall crime rates in the U.S. continue to decrease, the increased rate of life sentences points to a trend in over punishment, according to Forbes. Persky losing his position sends a message to other judges that their job can also be at risk if they give a light sentence, even if it's in accordance with the law. The same risk is not present in cases with more punitive sentences. Judges then, in order to protect their position and income, will enact harsher punishments to avoid backlash from the public. This notion is unjust, and will violate the integrity and independence of the judiciary. The appropriate response to disagreement with the law is to change it, not recall the judge who followed it.

Follow Jana on Twitter | @Jana\_Kadah

### The yes on the Persky recall movement sought to send a signal to judges that sexism and rape would not be tolerated.

six months of jail time by Judge Aaron Persky. Turner was released after three months for "good behavior." According to Buzzfeed, the victim read a letter addressed to Turner in court that said, "While you worry about your shattered reputation, I refrigerated spoons every night so when I woke up, and my eyes were puffy from crying, I would hold the spoons to my eyes to lessen the swelling so that I could see." Rather than focusing on the victim's pain, Persky argued that a harsh ruling would affect Turner's education. This decision did not sit well with some Santa Clara County residents. A group of citizens asked for accountability to the public through a recall of Persky. The county did well to al-





KAVIN MISTRY | THE SPEAR (FILE PHOTO)

The San Jose State Spartans will take their first crack at improving from last season at 7 p.m. Thursday against the UC Davis Aggies at CEFCU Stadium.

# Spartans look to bounce back from last season’s 2-11 record

## SCHEDULE

- Aug. 30 vs. UC Davis**  
7 p.m.
- Sept. 8 at Washington State**  
8 p.m.
- Sept. 15 at Oregon**  
2 p.m.
- Sept. 29 vs. Hawaii**  
4 p.m.
- Oct. 6 vs. Colorado State**  
7:30 p.m.
- Oct. 13 vs. Army West Point**  
TBA
- Oct. 20 at San Diego State**  
7:30 p.m.
- Oct. 27 vs. UNLV**  
3:30 p.m.
- Nov. 3 at Wyoming**  
12 p.m.
- Nov. 10 at Utah State**  
2 p.m.
- Nov. 17 vs. Nevada**  
TBA
- Nov. 24 at Fresno State**  
TBA

## LAST SEASON BY THE NUMBERS

- Overall Record:**  
2-11
- Conference Record:**  
1-7
- Conference Finish:**  
Tied for 12th (last)

By Paul Hang  
STAFF WRITER

Last season was tough for San Jose State as their record was 2-11. The Spartans are entering a new season and everyone has prepared hard for it.

Training includes; getting their timing down, doing various exercises like tackling dummies or agility drills and scrimmaging against their own teammates.

The coaches were enthusiastic and determined to help their players improve by criticizing certain mistakes as the Spartans train for their first match up.

SJSU will face-off against UC Davis in their first game of the season. The players seem confident for this match up.

Sophomore running back Tyler Nevens, believes as long as their offensive and defensive plays go as planned, it can be a blowout.

Nevens is looking forward to the first game of the season. “You know, that first game of the season is always something special to a football player,” Nevens said. “These past eight to 10 months, we’ve been working hard and now we’re six days away, we just got to finish up the deal.”

When it comes to rivalries, Fresno was mentioned.

“We fight for the Valley trophy every year. That’s a traditional rivalry,” Nevens said.



These past eight to 10 months, we’ve been working hard and now we’re six days away, we just got to finish up the deal.

Tyler Nevens  
sophomore running back

The Valley trophy is awarded yearly to either Fresno State or SJSU college football teams since 1921.

Fresno is currently in the lead with 41 wins as San Jose is at 37.

The Spartans will be going against some tough teams in the future, but Nevens is not afraid of steep competition.

“We play two top schools this year: Washington State [and] Oregon. It sounds bad, but it’s actually fun,” Nevens said.

Nevens is looking forward to the competition throughout this season as he believes it will motivate him to become a better player.

Sophomore quarterback Montel Aaron feels confident for the upcoming contest against the Aggies.

He also believes this is a

team that the Spartans should be able to do well against.

“We’re just out here everyday, fixing correction, [and] trying to be as sharp as possible for next Thursday,” Aaron said.

On top of that, Aaron likes to stay in the film room to take notes on how UC Davis plays and how his own team plays.

Aaron wants his teammates to have a desire to play better than what they did from last season.

He hopes players will have an urgency to push it to their fullest potential in the upcoming games.

“I want to see everyone come out hungry and compete and everyone just handle their 20 square feet and we’re going to be just fine,” Aaron said.

Linebackers coach Bojay Filimoeatu realized the players are getting better in terms of understanding the playbook.

Filimoeatu believes the match up against UC Davis will be exciting for the Spartans.

“I’m excited to see our defense step up and to make plays, and to attack and to get on their side of their ball,” Filimoeatu said. “If we actually do our assignment, then we’ll come out on top.”

The game against UC Davis will happen this Thursday at 7 p.m. at the CEFCU Stadium.

Follow Paul on Twitter | @iTz\_BisyMon

## KEY PLAYERS



AARON



NEVENS



COTTRELL



OLIVER

## ROSTER

KEY: FR – freshman | SO – sophomore | JR – junior | SR – senior | GS – graduating senior

1 Chandler Hawkins	SR	safety	20 Maliike Roberson	SR	running back	42 Junior Fehoko	FR	linebacker	71 Tyler Ostrom	FR	offensive lineman
1 Jeremy Kelly	SR	wide receiver	20 Tre White	FR	cornerback	43 Justin Parcels	SO	linebacker	72 Jake Colman	SR	offensive lineman
2 Terrell Carter	SR	cornerback	21 DeJon Packer	SR	running back	44 Charlie Ramirez, Jr.	JR	safety	73 John Weiss	FR	offensive lineman
2 John Toussaint	FR	quarterback	22 Thai Cottrell	SR	wide receiver	45 Kyle Harmon	FR	linebacker	74 Anthony Pardue	FR	offensive lineman
3 Tre Webb	SO	cornerback	22 Tre Jenkins	FR	safety	46 Christian Webb	JR	linebacker	77 Max Barth	FR	offensive lineman
4 Antwaun Ayers	FR	wide receiver	23 Tyler Nevens	SO	running back	48 Gurdeep Chopra	FR	tight end	78 Deano Motes	JR	offensive tackle
4 Sailosi Latu	SR	quarterback	23 Nehemiah Shelton	SO	cornerback	48 Brendan Manigo	FR	running back	79 Troy Kowalski	JR	offensive tackle
5 Jamal Scott	SR	linebacker	24 Zamore Zigler	JR	cornerback	49 Brian Papazian	FR	punter	81 Billy Humphreys	SO	tight end
6 Johnny Balderas	FR	cornerback	26 Andrew Jenkins	FR	defensive back	49 Michael Pryor	FR	linebacker	82 Isaiah Hamilton	FR	wide receiver
7 Montel Aaron	SO	quarterback	27 Jonathan Lenard, Jr.	SO	safety	50 Harrison Hoffman	JR	long snapper	83 Isac Velasquez	FR	wide receiver
8 Boogie Roberts	GS	defensive tackle	28 Tysyn Parker	SO	linebacker	51 Devon Calloway	FR	linebacker	84 Bailey Gaither	JR	wide receiver
9 Bryson Bridges	SR	defensive tackle	29 Cameron Smith	SO	cornerback	53 Alii Matau	SO	linebacker	85 Brett Foley	JR	tight end
9 Justin Holmes	SR	wide receiver	30 Jackson Burrill	SO	linebacker	54 Demanuel Talauati	FR	defensive lineman	87 Derrick Deese, Jr.	JR	tight end
10 Tre Walker	SO	wide receiver	31 Ethan Aguayo	JR	linebacker	55 James Pauli	FR	linebacker	88 Jackson Parks	FR	tight end
11 JaQuan Blackwell	SO	wide receiver	32 Brandon Monroe	GS	running back	55 Jack Snyder	SO	offensive tackle	89 Josh Oliver	SR	tight end
11 Jesse Osuna	JR	linebacker	33 Jasyhi Johnson	FR	cornerback	56 Kyle Hoppe	SO	center	90 Je’Von Taylor	FR	defensive end
12 Brandon Ezell	SR	cornerback	33 Jamar Williams	SO	running back	57 Trevor Robbins	SO	offensive lineman	91 E.J. Ane	FR	defensive lineman
12 Josh Love	JR	quarterback	34 Jalend Dinwiddie	FR	safety	59 Lionell Wiggins	JR	linebacker	92 Cade Hall	FR	defensive lineman
13 Jermaine Braddock	FR	wide receiver	34 Michael Harris, III	FR	running back	60 Chris Galletta	FR	offensive lineman	93 Sinjun Astani	SO	defensive end
14 Bobby Brown, II	SO	safety	36 De’Aundre Cruz	FR	running back	61 Jacob Songer	FR	offensive lineman	94 Jamaar Hardy	FR	defensive end
14 Michael Carrillo	GR	quarterback	37 Isaiah Ossai	FR	linebacker	62 Jesse Chamberlain	FR	center	95 Cameron Alexander	SO	defensive end
15 Tre Hartley	FR	wide receiver	38 L.J. Anderson	FR	cornerback	63 Bree’zian Wilson	FR	defensive lineman	96 Duane Tuitasi	JR	defensive lineman
16 Chance LaChapelle	SR	quarterback	38 Bryce Crawford	SR	kicker	64 Jaime Navarro	FR	defensive guard	97 Christian Johnson	SO	defensive end
16 Rico Tolefree	SO	linebacker	39 Matthew Mercurio	FR	place kicker	65 Robert Crandall	FR	offensive lineman	98 Terrell Townsend	SO	defensive tackle
17 Leki Nunn	FR	wide receiver	40 Isaak Togia	FR	linebacker	66 Dominic Fredrickson	JR	offensive guard	99 Dimitri Sakalia	FR	defensive lineman
18 Austin Liles	SO	wide receiver	41 Hadari Darden	JR	linebacker	67 Corey Mariboho	JR	offensive lineman			
19 Dakari Monroe	SR	cornerback	41 Steven Houston	FR	wide receiver	70 Tyler Stevens	FR	offensive guard			