

# GOP, Dems split on Alito nomination

By JESSE J. HOLLAND  
THE ASSOCIATED PRESS

## WASHINGTON

Republicans like him. Democrats don't.

It was that simple Tuesday when it came time for the Senate Judiciary Committee to vote on Samuel Alito's nomination to the Supreme Court. On a party-line vote, the committee's 10 Republicans advanced the conservative judge's nomination to the full Senate over the objections of the eight Democrats.



ALITO

Alito, who wants to replace retiring Justice Sandra Day O'Connor and become the nation's 110th justice, faces an easier time in the GOP-controlled Senate. He already has commitments from a majority of senators, assuring his confirmation and a likely tilt of the court to the right.

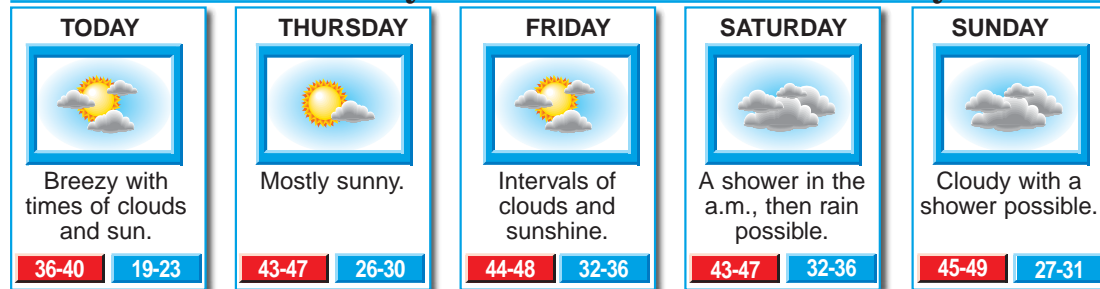
Fifty Senate Republicans, plus one Democrat, Ben Nelson of Nebraska, have publicly committed to vote for Alito through their representatives, interviews with The Associated Press or news releases.

No Republicans have opposed him, and five have yet to declare how they will vote: Sens. Lamar Alexander of Tennessee, Lincoln Chafee of Rhode Island, Susan Collins and Olympia Snowe of Maine, and Ted Stevens of Alaska.

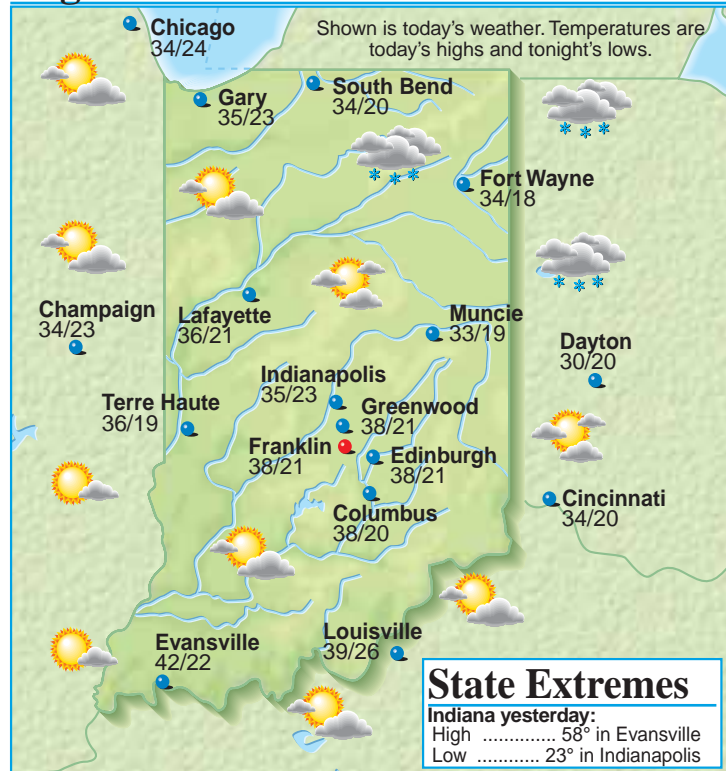
One of Alito's supporters, Republican Sen. Craig Thomas of Wyoming, announced after meeting with Alito in his Senate office: "He represents the kind of justice who will interpret the law with respect to the Constitution and not legislate from the bench. His judicial experience is second to none, and I'm confident he will do an excellent job handling his constitutional responsibility."

# WEATHER

## AccuWeather® five-day forecast for Johnson County



## Regional weather



### State Extremes

Indiana yesterday:

High	58° in Evansville
Low	23° in Indianapolis

## Regional summary

**Indianapolis/Greenwood:** Breezy with periods of clouds and sunshine today. Clear tonight. Mostly sunny tomorrow with a milder afternoon.  
**Edinburgh/Franklin:** Breezy with times of clouds and sunshine today. Clear and cold tonight. Mostly sunny tomorrow with a milder afternoon.

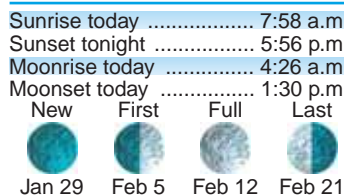
## Today in weather history™

On Jan. 25, 1821, thousands crossed the Hudson River from New York City to Hoboken, N.J., on ice that formed when the temperature dropped to minus 14 degrees.

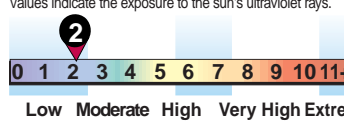
## Regional cities

City	Yest. Hi/Lo/W	Thu. Hi/Lo/W	City	Yest. Hi/Lo/W	Thu. Hi/Lo/W
Anderson	45/26/pc	42/29/s	Indianapolis	49/23/sh	44/29/s
Bloomington	52/26/sh	46/25/s	Kokomo	44/28/sf	43/30/s
Chicago	42/28/sf	44/30/s	Lafayette	44/26/c	44/30/s
Cincinnati	52/24/sh	42/25/s	Louisville	55/28/s	46/30/s
Evansville	58/26/sh	47/26/s	Muncie	44/26/sh	42/29/s
Fort Wayne	40/25/sf	38/24/s	South Bend	40/26/sf	41/30/s
Gary	43/28/sf	45/29/s	Terre Haute	51/27/sh	45/29/s

## Sun and moon



## AccuWeather UV Index™



## Weather Trivia™

Where is the snowiest region in the world?  
The mountain ranges of western North America.

## Wind Chill Today

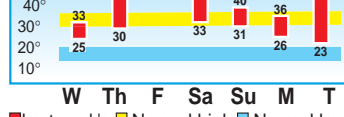


## Heating Degree Days

Index of energy consumption indicating how many degrees the average temperature was below 65 degrees for the day with negative values counting as zero

Yesterday ..... 30  
Month to date ..... 590  
Normal month to date ..... 925

## Weekly temperatures



## River stages

Fld: flood stage. Stage: in feet at 7 a.m.  
Tuesday, Chg: change in previous 24 hours.

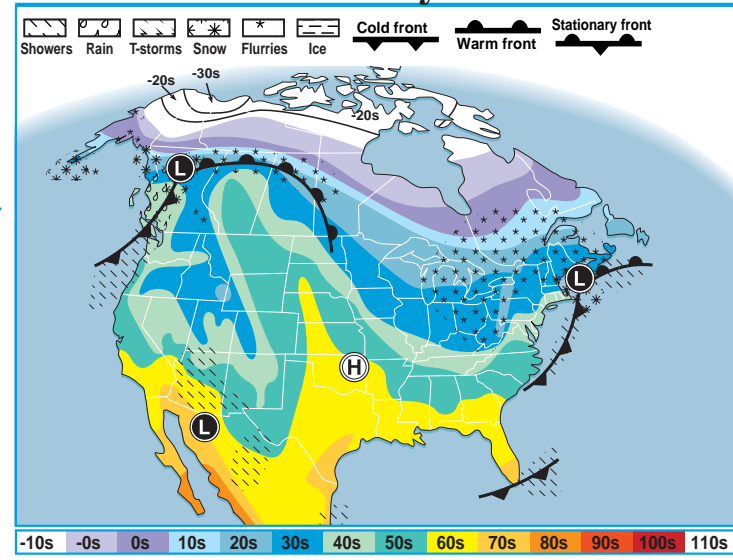
Station	Fld	Stage	Chg
White River			
Mooresville	9	8.77	-0.19
White River (East Fork)			
Edinburgh	12	5.39	-0.20

## AccuWeather.com Almanac

Forecasts and graphics provided by AccuWeather, Inc. ©2006  
Statistics for Indianapolis through 5 p.m. yesterday.

<b>Temperature</b>	High ..... 47°	<b>Wind</b>	Average dir./speed ..... W at 19.5 mph
Low ..... 23°	Highest speed ..... 34	<b>Humidity</b>	Yesterday's average ..... 73%
Normal high ..... 35°	Today's average ..... 64%		
Normal low ..... 18°			
Record high ..... 70° in 1967			
Record low ..... -16° in 1963			

## National weather today



## National cities

City	Yest. Hi/Lo/W	Thu. Hi/Lo/W	City	Yest. Hi/Lo/W	Thu. Hi/Lo/W
Albany, NY	33/12/pc	29/15/pc	Houston	68/50/s	68/52/pc
Atlanta	60/46/sh	54/36/s	Jacksonville	76/65/sh	59/35/s
Atlantic City	50/32/s	41/22/s	Kansas City	60/35/s	58/40/sh
Baltimore	51/28/pc	40/22/s	Las Vegas	60/37/pc	60/38/pc
Boston	41/30/pc	31/23/pc	Los Angeles	77/47/s	63/48/pc
Buffalo	44/27/sn	26/18/sf	Louisville	55/28/s	46/30/s
Burlington, VT	38/23/pc	24/11/pc	Memphis	60/30/s	53/35/pc
Champaign	47/28/sh	47/27/s	Miami	83/66/pc	73/58/s
Charleston, SC	72/59/sh	58/30/s	Milwaukee	42/28/sf	40/28/s
Cheyenne	55/30/s	46/21/pc	Minneapolis	40/33/sf	46/28/pc
Chicago	42/28/sf	44/30/s	Nashville	59/28/s	52/27/s
Cleveland	43/28/sn	35/26/pc	New Orleans	63/48/pc	59/48/pc
Columbia, SC	62/51/pc	58/25/s	New York	46/35/pc	36/26/pc
Columbus, GA	65/51/pc	58/36/s	Philadelphia	50/32/pc	38/24/s
Dallas	69/33/s	62/45/c	Phoenix	78/58/pc	68/44/pc
Denver	56/20/s	53/21/pc	St. Louis	58/30/s	52/32/s
Des Moines	47/33/pc	51/36/pc	Salt Lake City	36/20/s	40/26/sf
Detroit	40/28/sf	36/24/s	San Francisco	57/43/s	56/44/pc
El Paso	62/33/s	62/36/pc	Seattle	55/41/c	44/36/r
Fairbanks	-28/-34/pc	-21/-39/c	Tampa	77/66/sh	65/48/s
Honolulu	80/69/sh	83/70/sh	Washington, DC	50/35/pc	43/26/s

# MARKETS

## Wall Street

NEW YORK — Stocks rose moderately for a second consecutive session Tuesday on strong earnings at United Technologies Corp. and McDonald's Corp.

The day's earnings reports were mostly upbeat, although investor reactions were mixed. United Technologies, Johnson & Johnson, McDonald's and 3M Co. all reported higher profits, but J&J and 3M fell after disappointing analysts.

A decline in oil prices also helped stocks. A barrel of light crude fell \$1.04 to settle at \$67.06 on the New York Mercantile Exchange.

The Dow Jones industrial average rose 23.45, or 0.22 percent, to 10,712.22.

Broader stock indicators were also higher. The Standard & Poor's 500 index rose 3.04, or 0.24 percent, to 1,266.86, and the Nasdaq composite index rose 16.78, or 0.75 percent, to 2,265.25.

The Nasdaq, which has been somewhat more volatile than other indexes in recent weeks, climbed as sentiment swung its way.

### The stock report after the close of markets Tuesday:

	price	change -x
The AES Group	17.57	-0.05
AT&T Corp.	24.66	+0.21
Alcoa	29.31	+0.13
Allstate	51.28	-1.07
ArvinMeritor	16.55	+2.84
Best Buy	48.44	-0.26
BP Amoco	70.54	-0.21
Cinergy Corp.	44.82	+0.80
Comm Health Sys	36.95	+0.05
Cummins	94.47	+1.07
Diageo	59.92	+0.67
Duff & Phelps	10.82	+0.07
Exxon Mobil	60.96	-0.24
Fifth Third Bank	37.18	-0.40
First Indiana Bank	34.35	+1.11
General Electric	32.96	-0.33
General Motors	23.05	+1.20
Guidant	76.78	+0.78
Heartland Bancshrs	13.65	—
IBM	80.85	-0.56
Irwin Bank	21.78	+0.18
KeyCorp.	35.31	+0.37
Kimball Int'l CIB	13.77	+0.45
Kroger	18.99	-0.04
Lilly Co.	57.11	-0.10
Lincoln Bancorp	17.00	-0.24
Marsh Class B	6.96	-0.46
MainSource	18.85	+0.30
National City Corp.	34.00	+0.46
Navistar	26.35	+0.66
Owens-Illinois	21.60	+0.65
Pepsico	58.04	+0.54
Phelps Dodge	148.91	+5.56
Sara Lee Corp.	18.25	-0.13
Schlumberger	123.59	-2.41
Sprint Corp.	23.10	+0.16
Third Century Bncp	12.90	—
Vectren	27.76	-0.09
Verizon	30.89	-0.11
Wal-Mart	45.72	+0.47
Walt Disney	25.99	+0.47
WellPoint	73.19	+1.53

# LOTTERY

Here are the winning numbers selected Tuesday in the Hoosier Lottery:  
**Daily Three MIDDAY:** 6-3-3.  
**Daily Three Evening:** 3-6-8.  
**Daily Four MIDDAY:** 2-2-1-7.  
**Daily Four Evening:** 6-2-7-8.  
**Lucky Five MIDDAY:** 2-3-4-11-21.  
**Lucky Five Evening:** 2-3-29-34-36.  
**Hoosier Lotto jackpot:** \$1 million.  
**Powerball jackpot:** \$115 million.

# Daniels' administration defends leases

## Road plan advances on committee's party-line vote

By MIKE SMITH  
THE ASSOCIATED PRESS

### INDIANAPOLIS

Gov. Mitch Daniels' sweeping transportation plan, which would allow him to lease the Indiana Toll Road to a foreign company for \$3.85 billion, passed its first legislative test Tuesday night.



DANIELS

The House Ways and Means Committee advanced the bill on a 14-10 party-line vote, with Republicans siding with the governor and Democrats voting against the proposal. The legislation now moves to the full House, where Republicans have a 52-48 majority.

The committee approved a few changes to the highway proposal, including a couple by Democrats who have said the leasing authority is too broad.

The highway bill would give Daniels authority to let a private venture lease and operate the toll road across northern Indiana and make the planned extension of

Interstate 69 between Indianapolis and Evansville a tollway also leased to a private operator.

Daniels announced Monday that the state had received four bids to lease the existing toll road for 75 years but said the \$3.85 billion offer from Statewide Mobility Partners was clearly the best. The consortium was formed by Cintra of Madrid, Spain, and Macquarie Infrastructure Group of Sydney, Australia.

Daniels says if he gains authority to lease the 157-mile highway and accept the bid, the upfront money would erase a \$2.8 billion shortfall in funding for hundreds of road projects the administration has deemed as priorities over the next 10 years. The private operator would receive full toll revenue in exchange for the lease payment.

Daniels met with some lawmakers, including Democrats, early Tuesday to discuss the proposed toll road contract. Many Democrats say the state should not sell such a major asset to a private venture and contend the state would make more money in the long run by holding onto the toll road and collecting the fees.

Democrats on the Ways and Means Committee on Tuesday peppered State Budget Director Chuck Schalliol with questions and criticisms about the leasing options and proposed toll road contract.

They said they not only opposed the highway leasing options but provisions that would allow the privatization of other public transportation infrastructure, including ports and airports. But Republicans agreed to an amendment that would only allow the governor to lease roads and bridges.

"It really concerns me that we are putting Indiana on the auction block," said Rep. Dennis Avery, D-Evansville.

But Schalliol cautioned lawmakers against approving amendments that could force changes in the proposed contract with Statewide Mobility.

"I'm afraid they might get cold feet if they think Indiana is an unfriendly place to do business," Schalliol said.

Some Democrats have suggested the state use traditional bonding to raise more money for highway projects. But Schalliol said doing that would bring in only about \$1.2 billion to \$1.4 billion.

# J&J does nothing as deadline to up Guidant bid approaches

## J&J announces earnings in line with expectations

By LINDA A. JOHNSON  
THE ASSOCIATED PRESS

TRENTION, N.J. — Johnson & Johnson took no action Tuesday as its midnight deadline approached to either raise its bid for heart device maker Guidant Corp. or let rival Boston Scientific Corp. claim the prize after upsetting J&J's plans for its biggest acquisition ever.

Asked whether J&J, the world's most diversified health-care company, planned to make a higher bid or walk away from the deal, J&J's chief spokesman, Jeff Lee-baw, declined to comment. He also would not say whether the New Brunswick-based maker of prescription drugs, medical devices and health products from soap to

contact lenses considers its final offer for Guidant still valid. That offer amounted to \$24.2 billion, or \$71 per share.

The lack of action after a week of anticipation and queries from the media and stock analysts raised questions about whether Johnson & Johnson was unwilling to pay more for Guidant's technology — pacemakers, implantable defibrillators and a much-anticipated new drug-coated stent expected next year — and was ceding the deal to Boston Scientific.

Boston has been winning of late in a fierce battle with J&J for the stents market. Stents are wire-mesh devices that prop open arteries after they are cleared out. Last Tuesday, Guidant's board

declared the latest offer from Natick, Mass.-based Boston Scientific Corp. — about \$27.2 billion, or \$80 per share — superior to Johnson & Johnson's last offer.

Citing terms of J&J's agreement with Indianapolis-based Guidant, Lee-baw said that once Guidant had declared another offer superior and notified J&J, it could not terminate its agreement with Johnson & Johnson until after the fifth business day had passed.

"Today is the fifth business day since Guidant gave such notice," Lee-baw said. "That's all that we're going to say about it."

J&J executives declined to discuss the Guidant situation Tuesday morning, when the company reported earnings that were in line with Wall Street expectations.

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## IN OTHER DEVELOPMENTS

### Committee advances execution bill

INDIANAPOLIS — Murder victims' families would be allowed to witness the executions of inmates condemned to die for the killings if a bill advanced by a Senate committee Tuesday becomes law.

Currently, condemned inmates decide who witnesses their executions. Family members of victims are not allowed to attend unless a condemned defendant grants them permission.

Sen. Tom Wyss, R-Fort Wayne, said families should have the right to see the person convicted of killing their loved ones put to death.

"It's a matter of closure for some people," Wyss said.

The bill would allow up to eight members of a murder victim's family to witness an execution.

Inmates would select five witnesses instead of the 10 allowed now.

Last year, Indiana executed five people, the most since the death penalty was reinstated in the 1970s. Marvin Bieghler was scheduled to die early Friday for the execution-style slayings of a Howard County couple in 1981.

### House ends night amid discrimination chaos

INDIANAPOLIS — The Indiana House adjourned for the night Tuesday amid chaos after a Republican offered legislation that would have prohibited local anti-discrimination ordinances that offered more protections than the state or federal government.

Democrats claimed the amendment by Rep. Jeff Thompson, R-Danville, was aimed at local ordinances that banned discrimination based on sexual orientation or gender identity. Thompson said later that he opposed such an ordinance passed last month by the Indianapolis City-County Council but was simply trying to prevent a piecemeal of local ordinances affecting private housing and employment.

Democrats immediately objected when Thompson offered the amendment to legislation on eminent domain, saying it was against procedural rules because it had nothing to do with the bill. After several minutes of discussion, Republican Rep. Eric Turner of Gas City, who was presiding over the chamber during the dispute, ruled that debate over the amendment was allowed.

## Place

(CONTINUED FROM PAGE ONE)

worked on constructing the building and also part of Center Grove Little League's leadership.

League officials plan to use the building more often for coaches meetings as the season nears. Coaches will be able to lay out paperwork and use projectors and other pieces of equipment while picking teams and planning, Davis said.

He thinks the community is starting to see the center as a focal point and a place where government can come closer to Center Grove residents.

The sheriff's office has space on the center's lower level. Offices and interview rooms are behind a public lobby, which has two desks deputies can use to hook up their laptops.

This is a change for the sheriff's office, which since the 1990s has had nothing more than a single room for a satellite office in the township. Sheriff's deputies

have a room at the White River Township Fire Protection District's headquarters.

More space in the government center gives deputies more options for themselves and the public, Sheriff Terry McLaughlin said. Center Grove area residents eventually will be able to visit the center to pick up accident reports or register for gun permits, instead of driving 10 miles south to the county seat of Franklin.

Road officers and detectives use the government center to fill out reports, administer breath tests and interview witnesses and suspects.

Detectives have sat together in conference rooms and offices to compare notes about cases, including a burglary to a possible homicide.

Maple hopes another county office will lease about 4,400 square feet of empty space once planned for a Center Grove alternative school. The school was too expensive, so Maple dropped plans to house it in the center.

The lower-level space will remain an undeveloped gravel floor until a tenant is found.