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The LEADER

Thursday, August 23, 2012 www.the-leader.com \$1.00

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BATH

Ex-Corning athlete may stand trial

By John Zick jzick@the-leader.com



Frysinger has indicated he may not be comfortable with Jordan Frysinger's plea

sentencing recommendation. Steuben County Court Judge Peter Bradstreet agreement, which calls for a jail sentence of six months, according to District Attorney Brooks Baker. Prosecutors and defense attorneys can reach plea agreements and sentencing arrangements, but judges do not have to follow the terms of the recommendations.

If Bradstreet decides he is uncomfortable with the arrangement, it will leave Frysinger with two options: Maintain his guilty plea and face the possibility of up to seven years in prison, or withdraw his plea and go to trial. If Frysinger, 19, withdraws a plea, he will likely face

additional felony charges. It's possible he could be charged with first-degree rape, which carries a maximum penalty of 25 years in prison. Baker, who has known the families of both the defendant and the victim

SEE TRIAL, A8

PASADENA, CALIF.

Wheel Tracks on Mars' now



NASA scientists show a panoramic image of the Curiosity touch-down area Bradbury Landing, showing the first tracks of the rover movements, at the Jet Propulsion Laboratory in Pasadena, Calif. THE ASSOCIATED PRESS

Rover makes first test drive

By Alicia Chang AP Science Writer

PASADENA, Calif. | The NASA rover Curiosity made its first test drive Wednesday on ancient soil of Mars.

"Wheel tracks on Mars," Jet Propulsion Laboratory engineer Allen Chen tweeted along with an image sent from one of the rover's cameras. "The EDL (Entry, Descent and Landing) team

is finally done. Congrats to the mobility and surface teams!" The rover moved forward about 15 feet, rotated to a right angle and reversed a short distance. The drive was successful and means the rover's mobility system is fully functional, lead rover planner Matt Heverly told a JPL press conference. "We're very excited to have this kind of

milestone behind us," Heverly said. "We see that the system is performing very well and we're in a great place to do some science." Michael Meyer, lead scientist for NASA's Mars exploration program, announced that Curiosity's touchdown site has been named Bradbury Landing in honor of "The Martian Chronicles" author Ray Bradbury, who

SEE MARS, A8

BATH

Man faces charges after running over dog

By John Zick jzick@the-leader.com

A 61-year-old man has been arrested for running over a dog with a lawnmower Sunday in Bath. William Storms, of Cohocton, admitted he ran over the dog, according to Bath police. He was charged Wednesday with cruelty to animals and was released on an appearance ticket.

The dog, a 6-year-old beagle-collie mix named Princess, was found with a severed rear left leg Sunday afternoon in a yard behind the West Steuben Street residence of Liz and Eric Jackson. The dog's wound was so severe that it had to be

euthanized. Initially, authorities could not determine how the dog lost its leg. Storms, who has family members who lived behind the Jacksons' residence, was arrested Wednesday after he went to the Bath Police Department and told police he had injured the dog by striking it with a lawnmower, according to police. Police told Liz Jackson that Storms said he struck the dog because it was attempting to get under a fence that separates the two properties. The Jacksons said Princess had puppies about two months ago.

BATH

Cole only sheriff candidate

By Neal Simon Evening Tribune

David V. Cole has a clear path to be Steuben County sheriff. The Steuben County Board of Elections said Tuesday no independent petitions for sheriff were turned in by the 5 p.m. deadline, leaving Cole as the only person who will have his name on the November ballot. Meanwhile, Cole

revealed Tuesday that Jim Allard will be his undersheriff if he takes office as expected in January. Cole said he welcomes the supervisory experience Allard will bring to the department. Allard, of Caton, was a 21-year veteran of the Corning Police Department prior to retiring in 2009. He left the department with the rank of lieutenant. For the last three years, he has been the session director of the Southern Tier Law Enforcement Academy at Corning Community College.

BATH

Law could aid Hornell, Corning development

By Mary Perham leaderbath@yahoo.com

A new state law clears the way for more development on Broadway and Seneca streets in Hornell as well as in Corning. "We've had a lot of interest from (local colleges) arts and designs programs for things like an

artist's residence and studio," Hornell Mayor Shawn Hogan said. "Now we can do something about it." The law, recently signed by Gov. Andrew Cuomo, allow the cities of Corning and Hornell, as well as towns and villages in the county, to offer tax incentives to property owners looking to rehabilitate

their buildings. The measure was requested last May by Steuben lawmakers, and sponsored by state Sen. Tom O'Mara, R-Big Flats, and state Assemblyman Phil Palmesano, R-Corning. Hogan said support from state Ways and Means Chairman Denny Farrell helped push the bill

through. "We agreed with county leaders that a tax abatement program will prove successful in Steuben County and spark reinvestments, repairs and renovations to residences and commercial properties in Corning, Hornell and other municipalities," O'Mara and Palmesano said

Wednesday in a joint statement. "We're grateful for opportunities like this one to work with local officials to achieve our common goals of revitalizing and strengthening the communities we represent." The optional plan is similar to the

SEE LAW, A8

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LAW

From Page A1

payment-in-lieu-of-taxes program the county provides expanding industries, which cuts property taxes the first year. Taxes then gradually increase until they are at full valuation.

Representatives from the cities of Hornell and Corning asked the county in May to support the incentive, since many downtown outlets or residence-based businesses don't qualify for the county program,

according to county Administrator Mark Alger.

The new law also helps Hornell compete with neighboring Livingston County, the only other county in the state to offer the tax abatement to municipal developers.

"We will pass a local law to opt into this before the end of the summer," Hogan said. "And actively market it to developers. This should make a difference. It should put us in the ball game."

Towns and villages could also benefit from the incentive, Alger said.

TRIAL

From Page A1

for many years, withdrew from the case Tuesday because of the conflict of interest. Ontario County District Attorney R. Michael Tantillo will take over the case.

Frysinger pleaded guilty in June to first-degree reckless endangerment for failing to get help for an incapacitated girl he had sex with during a post-prom party May 19 at his family's house on Keuka Lake. Authorities said 15-20 underage people were drinking at the party.

During his plea hearing, Frysinger admitted he could not contest the following facts of the incident: The victim was intoxicated to the point of helplessness; he took off her clothes and began having sex with her; and he encouraged other people

at the party to have sex with her.

At least one person, 19-year-old Cedric Hairston, acted on Frysinger's encouragement, police said. Hairston has also pleaded guilty to felony reckless endangerment. His sentencing is scheduled for next month.

Frysinger's parents, Charles and Sharon, hosted the party and knew the attendees were consuming alcohol. Both pleaded guilty to unlawfully dealing with a child. Neither is expected to receive any jail time when they are sentenced next month.

Frysinger was a two-sport star for the Corning Hawks. He graduated in 2011 and signed to play football at Division 1 Illinois. He has been in jail since he pleaded guilty June 29.

New York State Police in Bath investigated the case.



This image dated Wednesday and provided by NASA shows the Curiosity rover's wheel tracks on the surface of Mars an image sent from one of the rover's cameras. The image was posted on a Tweet by JPL mission engineer Allen Chen.

MARS

From Page A1

would have been 92 on Wednesday. Bradbury, an inspiration to many on the Curiosity team, died in June.

The test drive is part of a health checkup the rover has been undergoing since arriving on Aug. 5. Eventually, the rover could roam hundreds of feet a day over the ancient crater where it landed.

Meanwhile, researchers discovered a damaged wind sensor while

checking out instruments that Curiosity will use to check the Martian weather and soil.

The cause of the damage wasn't known, but one possibility is that pebbles thrown up by Curiosity's descent fell onto the sensor's delicate, exposed circuit boards and broke some wires, said Ashwin Vasavada, deputy project scientist for Curiosity.

A second sensor is operating and should do the job, but Vasavada said scientists may "have to work a little harder" to determine wind speed and direction, which are important factors that can determine when the rover is allowed to move.

"But we think we can work around that," he added.

Scientists also continued to test and calibrate Curiosity's 7-foot (2.1-meter)-long arm and its extensive tool kit — which includes a drill, a scoop, a spectrometer and a camera — in preparation for collecting its first soil samples and attempting to learn whether the Martian environment was favorable for microbial life.

ATLANTA

CDC: W. Nile outbreak largest in US

The Associated Press

The current West Nile outbreak is one of the largest in the U.S., with four times the usual number of cases for this time of year, federal health officials said Wednesday.

It's still too early to say how bad the year will end up because most infections are reported in August and September, said Dr. Lyle Petersen, of the Centers for Disease Control and Prevention.

"We're in the midst of one of the largest West Nile outbreaks ever seen in the United States," said Petersen, who oversees the CDC's mosquito-borne illness programs.

So far, 1,118 illnesses have been reported, about half of them in Texas. In an average year, fewer than 300 cases are reported by

mid-August. There have also been 41 deaths this year, the CDC said.

Experts think the mild winter, early spring and very hot summer helped stimulate mosquito breeding and the spread of the virus. Mosquitoes pick up the virus from birds they bite and then pass it on to people.

CDC officials are also looking into the possibility that the virus mutated, but so far have no information showing that happened, Petersen said.

Only about 1 in 5 infected people get sick. Early symptoms can include fever, headache and body aches. Some recover in a matter of days. But 1 in 150 infected people will develop severe symptoms including neck stiffness, disorientation, coma and paralysis.

Many illnesses probably go unreported, especially milder cases. In this year's case count, more than half are severe, CDC officials said.

Illnesses this year have been reported in 38 states, but the bulk of them have been in Texas, with a concentration in the Dallas area.

Officials last week started aerial spraying for mosquitoes in Dallas County. But it's too soon to measure the effect — it takes between three and 14 days for people to develop symptoms after being infected by a mosquito.

The best way to prevent West Nile disease is to avoid mosquito bites. Insect repellents, screens on doors and windows, and wearing long sleeves and pants are some of the recommended strategies.

ALBANY

N.Y. judge faces removal after '72 incident

The Associated Press

The New York State Commission on Judicial Conduct has concluded that a child sex incident that predated his 27 years as an Onondaga County Family Court judge constitutes misconduct that disqualifies Bryan R. Hedges from ever again being a judge.

The commission, in a report issued Wednesday, recommended permanent removal of Hedges, who resigned in April after learning he was under investigation for the 1972 incident.

"It is not common to remove a judge for behavior that occurred years before taking the bench. But sexual misconduct with a child is so egregious that, even if it comes to light decades later, it must be addressed," said commission administrator Robert Tembeckian. "An act of such moral turpitude undermines the integrity of the judiciary and disqualifies the perpetrator from being a judge."

According to the commission, the incident occurred when Hedges was 25 and involved his then-5-year-old deaf niece. It became known only this year, and Hedges and his niece, now 45, gave differing accounts. The commission concluded that even by Hedges' account, that the girl entered his bedroom and touched his hand while he masturbated, was an act that is indefensible. "There can be no dispute that it would be intolerable for a person holding a position of public trust to engage in such behavior," the commission said.

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Low | 50




Friday
M. sunny
High | 87
Low | 49



Saturday
Sct. clouds, sun, a bit humid
High | 87
Low | 53




Sunday
Sct. clouds, sun, a bit humid
High | 86
Low | 56




Monday
Intermittent sun, clouds, p.m. shwrs.
High | 83
Low | 57

National forecast


Forecast highs for Thursday, Aug. 23



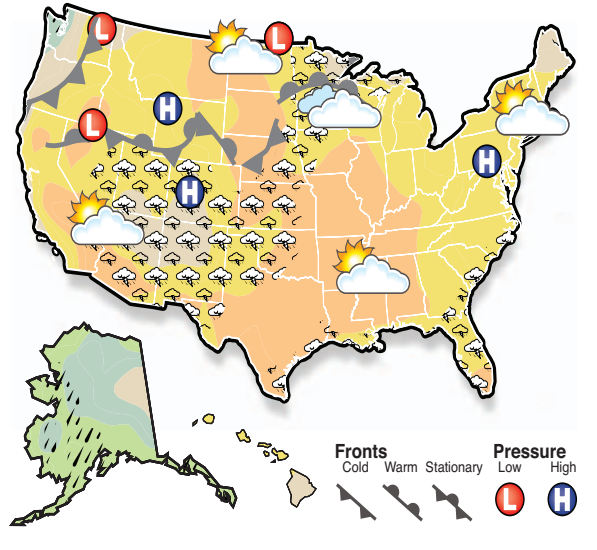
Sunny



Pt. Cloudy







Cloudy



Fronts: Cold, Warm, Stationary, Pressure: Low, High

-10s -0s 0s 10s 20s 30s 40s 50s 60s 70s 80s 90s 100s 110s

MOON PHASES

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Sheen	Gallon	5 Gallon
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Satin	\$29.97*	\$159.85** (\$31.97 Per Gallon)
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Sheen	Gallon	5 Gallon
Flat	\$29.97*	\$139.85** (\$27.97 Per Gallon)
Satin	\$33.97*	\$159.85** (\$31.97 Per Gallon)
Semi-Gloss	\$34.97*	\$164.85** (\$32.97 Per Gallon)

*Before \$5.00 Mail-in Rebate **Before \$20.00 Mail-in Rebate



\$23.97 (Before \$5.00 Mail-in Rebate) **\$18.97** (After \$5.00 Mail-in Rebate)

Best Look Brilliant White Ceiling Paint
• Flat and primer in one
• Washable
• Hides imperfections
• Washable

Sheen	Gallon	5 Gallon
Flat	\$23.97*	\$119.85** (\$23.97 Per Gallon)

*Before \$5.00 Mail-in Rebate **Before \$20.00 Mail-in Rebate



\$34.97 (Before \$5.00 Mail-in Rebate) **\$29.97** (After \$5.00 Mail-in Rebate)

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• Hides imperfections
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