

## FROG

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in Burgess, assistant city prosecutor.

"This really has zero to do with Frog or anything he's selling," said Burgess, also an associate with the law firm. "The city is not in anyway directing this at Frog, (but) he's been cited."

Rather, the city has a substantial interest in protecting citizens when out on the streets, and keeping moving lanes open on the sidewalks, Burgess said. "In order to do that you have to have regulation."

Without such regulation, people will be confronted with a situation where they can't get through because of overcrowding, because it's cheaper for merchants to operate on sidewalks, where they don't have to pay rent, Burgess said.

Moreover, the equal protection clause only prohibits the city from passing laws affecting a particular group on the basis of race, religion, nationality or other related considerations, he said.

Otherwise, the city must have a rational claim for treating one group differently from another by law, Burgess said.

By extension, it makes sense that only certain items, such as flowers and food, can be sold on city sidewalks because they don't require a lot of apparatus and have quick sales, Burgess



Photo by Sean Poston

After collecting too many unpaid citations for illegally selling joke books on 13th Avenue, Frog tried to turn himself in. But he was told that the warrant for his arrest wasn't ready.

said, and "because they don't cause people to stand around and gawk, and spend time and shop."

Although the case law is on Miller's side, appeals are normally difficult to win, Kelly said. "An appeal is a hard row to hoe."

"I may have to appeal to the Oregon Supreme Court eventually," Miller said.

Miller, a Eugene resident since 1979, began selling his joke books in 1986, a year after the City Council approved the ordinance.

## LONSDALE

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roots funded and organized.

Concerning the old-growth timber issue, Lonsdale emphasized the need for a resolution to the crisis. He suggested an immediate ban on raw timber exports. "We are not a third world country; we are not a colony of Japan," Lonsdale advocates the creation of new federal loans to help timber communities diversify their economy. He also said more retraining for displaced lumber workers is needed.

The other issues he said he would address are equalizing taxes, balancing the budget and

cutting defence spending.

In an interview earlier this year, AuCoin said Lonsdale's inexperience harmed his ability to be effective. "Harry has never held public office, never been on a school board, never been on a water board, never been on a city council," he said. "The difference between us is that I've demonstrated I can bring change, and Harry has not been able to demonstrate any such thing," AuCoin said.

Lonsdale, on the other hand, said, "I'm proud of the fact that I've never been in public office." He said new ideas and new people are needed, and

AuCoin, who has been in the house for nine years now, can't deliver change.


Lonsdale exemplified with the timber issue. "AuCoin, Packwood and Hatfield have been leaders in mismanaging our nation's forests." He said AuCoin panders to rich timber companies' interests. "He approaches the timber issue with his hand out," Lonsdale said.

"It used to be the Republicans vs. the Democrats," Lonsdale said. Now the political landscape consists of those in public office who are propped up by PAC money and those who aren't, he said. "Now it's the ins vs. the outs."

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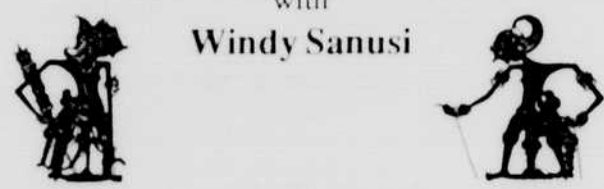
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