

# Smith: Re-evaluation could take two months

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## In isolation

Defense lawyers Lynne Morgan and David Falls wrote in court documents that Smith is now being housed in isolation in a rubber room with only a bare mattress and a single blanket. The toilet consists of a hole in the floor in the middle of the cell. The lawyers note she is wearing a suicide smock and is not allowed to have a book or a Bible, as jail rules deem those items dangerous to a person on suicide watch. In addition, her lawyers say, she has stopped eating and drinking water.

"I spoke with an official at the jail yesterday morning, who expressed grave concerns over Ms. Smith's dire mental state," Morgan wrote.

The defense lawyers are demanding the court send Smith to the Oregon State Hospital for treatment and suspend all future court hearings.

## Mental fitness

Smith's suicide attempt marks a sharp turn in the dispute over her mental fitness to proceed with her trial.

Her defense lawyers believe Smith suffers from a mental disease, while prosecutors think she is faking. A con-



Joshua Bessex/The Daily Astorian

Jessica Smith is led into the Clatsop County Courthouse for a hearing in March. Smith attempted suicide following that hearing.

tested aid-and-assist hearing is scheduled later this month.

Court-appointed psychologist Brooke Howard recently found Smith suffers from post-traumatic stress disorder, but could not determine if she is mentally unfit to stand trial. Howard recommended that Smith be sent to the state hospital, but only to be observed and monitored. Her report

could not conclude whether Smith is unable or unwilling to aid and assist in her defense.

District Attorney Josh Marquis filed a motion Monday asking for Howard to re-evaluate Smith at the state hospital.

The re-evaluation process could take at least two months, so Marquis requested the upcoming aid-and-assist hearing be postponed. He still

wants the court to keep hearing dates in July and the trial in 2017.

Her defense lawyers responded to Marquis with the details of Smith's suicide attempt.

"Frankly, Ms. Smith cannot survive much longer in the county jail without significant psychiatric intervention," Morgan wrote.

# US agency plans to boost timber harvest in western Oregon

By STEVEN DUBOIS  
Associated Press

PORTLAND — The U.S. Bureau of Land Management released its long-awaited plan for managing roughly 2.5 million acres of federal forestland in western Oregon, and counties that rely on timber for revenue quickly threatened legal action.

The agency has spent years working to update the Northwest Forest Plan, trying to strike a balance between the interests of the timber industry and environmentalists. The original plan developed in the mid-1990s failed to deliver promised yields of timber, in part because of federal laws to protect species like salmon and the northern spotted owl.

The proposal released Tuesday and still months from being formally adopted calls for three-quarters of the land to be locked up in reserves for fish, water and wildlife. The agency estimates the plan will provide 278 million board feet of timber per year, an increase of 75 million from what's currently offered.

Despite the boost, 17 counties that get a chunk of revenue from timber sales contend it's not enough and announced plans to sue. "Their plan's illegal as far as we're concerned and the counties have no alternative but to challenge it in court," said Tony Hyde, a Columbia County commissioner and president of the Association of O&C Counties.

Bureau of Land Management project manager Mark Brown said the agency is aware of the economic situation faced by counties and the plan strives to produce the maximum amount of timber in a sustained manner.

"BLM believes in order to provide a sustained yield of timber we must take care of our other legal responsibilities, such as the Endangered Species Act and the Clean Water Act," he said. "If we fail to do so, we will find ourselves embroiled in litigation across the landscape."

The lands known as "O&C" are a patchwork of one-mile squares once deeded by the federal government to the Oregon & California Railroad. The lands went back to the government after the railroad failed and are now managed by the Bureau of Land Management.

During the heyday of the logging industry, some county governments got so much money from O&C payments that they didn't charge property taxes. Now, many are struggling.

Some conservation groups, meanwhile, also found fault with the plan. John Kober, executive director of Pacific Rivers, said the federal agency made improvements to protect clean water and native fish but still places "too much value" in subsidizing county governments.

"Unfortunately, due to rapacious logging of private and state lands, all of the burden for conservation is placed on federal lands," he said.

# Mascot: 'Honor the people of this region ...'

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Her son, Elias Enyart, said Native Americans are not well-represented by imagery in the district. Even the spear running through the W on the Warriors' updated merchandise is not representative of how Native

Americans hunt, he said.

Margaret Frimoth, head of Clatsop Community College's Lives in Transitions program, said Warrenton should look at the mascot issue holistically. "I ask that we take a look at the weaponry and the religious beliefs behind the logo

that is being discussed here," she said.

Moria Golub, an adviser with the Upward Bound student support program at the high school for 10 years, said the district should abolish the Warrior mascot entirely and think more critically about human rights and

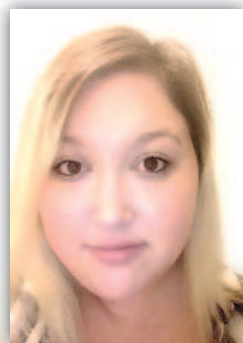
social justice. She compared the chants of opposing fans directed toward a Native American mascot to those that could have been directed toward Jews and African-Americans.

"Honor the people of this region by ending this harmful tradition," she said.

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