One Port lawsuit postponed

Hotelier Param moves back to April for trial

By EDWARD STRATTON
The Daily Astorian

A judge has ordered the trial in a case brought by aggrieved hotelier Param Hotel Corp. against the Port of Astoria postponed from January to April.

"Postponement is requested because the parties are still conducting discovery in this matter, including depositions, and expect to file for summary judgment prior to trial," said Luke Reese, one of the Port's attorneys in the case, in support of the postponement. "Unfortunately, we have had to delay discovery in the case due to a recent diagnosis and treatment that has temporarily prevented me from working full-time."

The weeklong trial, set to begin Jan. 31, is now scheduled to start April 25.

Param, which had been trying for some time to take over operation of the waterfront hotel from heavily indebted former operator Brad Smithart, filed suit against the Port in October 2015 over claims of local bias shortly after the agency chose rival Astoria Hospitality Ventures to operate the Riverwalk Inn on a short-term basis. The company is run by former Astorians and businessmen William Orr and Chester Trabucco. Orr is the brother-in-law of Port Commissioner Stephen Fulton, and alleged to be friends with Commissioner Bill Hunsinger.

The Port most recently asked Param to admit there was never a signed contract between the agency and the hotel company. In response, Param asked the Port to admit that there was an agreement the Port wrongfully failed to sign.

Orr and Trabucco had been named defendants in the case by Param. But Judge Philip Nelson struck them from the case, after ruling that the pair's lobbying of the Port Commission for the Riverwalk Inn's operation was protected by the First Amendment.

The Port recently filed another lawsuit against Smithart, seeking more than $400,000 the agency said his company, Hospitality Masters, owes in back rent and revenue-sharing.

Clatsop College holds GED orientation

The Daily Astorian

Clatsop Community College will hold a free orientation on preparing for the General Educational Development exams from 4 to 8 p.m. Dec. 13 in Columbia Hall Room 114 on the main campus, at 1651 Lexington Ave.

Classes are open to students age 16 and older who wish to earn a high school credential. Attendees under 18 must provide a form from their high school releasing them from compulsory education before attending classes or taking the exams. GED classes are offered in English or Spanish. The college also offers English as a Second Language classes and tutoring for students.

There is no cost for enrollment. Study materials are provided. The GED exam enables students to pursue further education and improve employment.

Class offerings are available in Astoria from 9 a.m. to 1 p.m. Mondays and Thursdays, or 6 to 9:20 p.m. Mondays and Wednesdays. Classes are also held in Clatskanie from 6 to 9 p.m. Mondays and Wednesdays, and in Seaside from 4:30 to 8:30 p.m. Tuesdays and Thursdays.

Students attend an orientation before starting classes and enroll at the first class session. Winter term begins Jan. 9. For more information, contact Allison deFreese at 503-338-2347 or adefreese@clatsopcc.edu

FIVE-DAY FORECAST FOR ASTORIA

AccuWeather.com

TONIGHT	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
45	53 / 43	53 / 48	55 / 47	53 / 43
Periods of rain	Variable clouds with showers	A shower in the morning; partly sunny	Periods of rain	Considerable cloudiness with a little rain

ALMANAC

Astoria through Monday.

Temperatures

High/low	56°/46°
Normal high/low	51°/38°
Record high	68° in 1907
Record low	22° in 1896

Precipitation

Monday	0.17"
Month to date	16.80"
Normal month to date	10.35"
Year to date	76.10"
Normal year to date	56.82"

SUN AND MOON

Sunset tonight	4:32 p.m.
Sunrise Wednesday	7:37 a.m.
Moonrise today	7:27 a.m.
Moonset today	5:14 p.m.

New	First	Full	Last
Nov 29	Dec 7	Dec 13	Dec 20

UNDER THE SKY

Tonight's Sky: New moon at 4:18 p.m.

Source: Jim Todd, OMSI

TOMORROW'S TIDES

Astoria / Port Docks

Time	High	Time	Low
2:04 a.m.	7.9 ft.	7:29 a.m.	3.0 ft.
1:10 p.m.	9.2 ft.	8:13 p.m.	-0.3 ft.

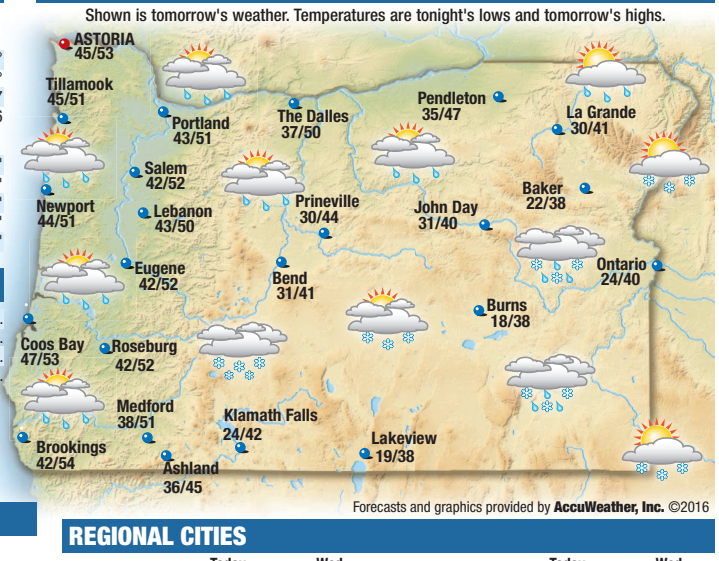
NATIONAL CITIES

City	Today Hi	Lo	W	Wed. Hi	Lo	W
Atlanta	75	65	t	70	43	t
Boston	51	46	r	51	46	r
Chicago	57	36	s	47	36	pc
Denver	42	16	c	43	18	pc
Des Moines	50	34	s	44	33	c
Detroit	59	43	pc	56	36	sh
El Paso	54	28	pc	54	29	s
Fairbanks	-13	-21	c	-10	-19	s
Honolulu	81	71	s	81	71	sh
Indianapolis	59	43	pc	54	33	pc
Kansas City	55	33	s	46	29	c
Las Vegas	58	37	s	56	37	s
Los Angeles	69	49	s	67	46	s
Memphis	71	47	t	59	37	s
Miami	83	74	pc	83	72	pc
Nashville	72	56	pc	65	36	t
New Orleans	81	65	t	69	46	t
New York	62	55	r	62	54	r
Oklahoma City	62	32	s	56	29	s
Philadelphia	65	56	r	69	54	r
St. Louis	64	38	pc	49	34	pc
Salt Lake City	36	22	pc	37	25	pc
San Francisco	59	47	s	58	47	pc
Seattle	51	44	c	51	41	sh
Washington, DC	67	59	r	72	50	r

Weather (W): **s**-sunny, **pc**-partly cloudy, **c**-cloudy, **sh**-showers, **t**-thunderstorms, **r**-rain, **sf**-snow flurries, **sn**-snow, **i**-ice.

REGIONAL WEATHER

Shown is tomorrow's weather. Temperatures are tonight's lows and tomorrow's highs.



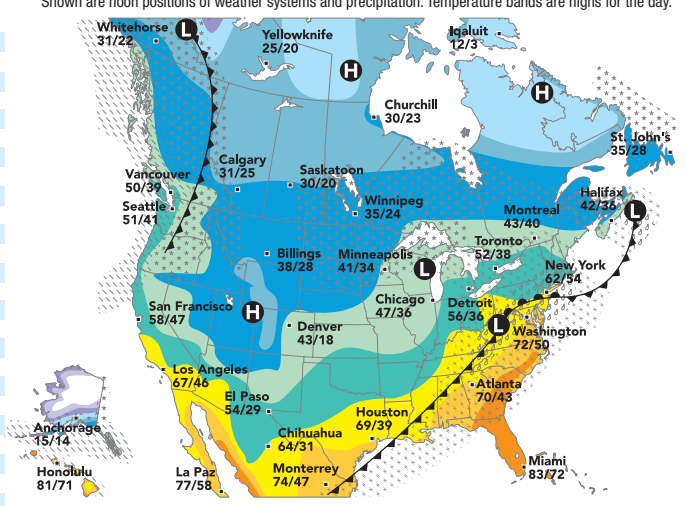
Forecasts and graphics provided by **AccuWeather, Inc.** ©2016

REGIONAL CITIES

City	Today Hi	Lo	W	Wed. Hi	Lo	W
Baker City	40	22	pc	38	21	sf
Bend	43	31	pc	41	25	sf
Brookings	53	43	pc	52	40	sh
Eugene	53	42	pc	52	37	sh
Ilwaco	53	48	r	53	47	sh
Klamath Falls	41	24	pc	42	21	sn
Medford	49	38	pc	51	35	c
Newberg	50	43	c	50	40	sh
Newport	53	44	r	51	41	sh
North Bend	56	46	pc	54	40	sh
Olympia	51	40	c	50	36	sh
Pendleton	46	35	s	47	36	c
Portland	51	43	c	51	41	sh
Roseburg	54	42	pc	52	38	sh
Salem	53	42	pc	52	40	sh
Seaside	54	48	r	53	45	sh
Spokane	36	31	s	39	30	c
Springfield	52	43	pc	51	40	sh
Vancouver	50	44	c	51	43	sh
Yakima	48	32	s	49	29	pc

TOMORROW'S NATIONAL WEATHER

Shown are noon positions of weather systems and precipitation. Temperature bands are highs for the day.



OBITUARIES

Richard Robert Schultz

Zagreb, Croatia

Sept. 16, 1922 — Nov. 22, 2016

Richard "Dick" Schultz was born to mother Frances Mattson, the daughter of immigrant Swedes, and father Richard Samuel Schultz, a refugee farmer from the Ukraine. He grew up in the Depression, spending every summer in Gearhart, caddying at the golf course for 35 cents a round plus a 10 cent tip, and roaming the woods dunes, and beaches barefoot with his .22 rifle, his dog, Fritz, and his buddies Gene and Boyd Poppino. The three were amazed at the Clatsop open graves at the Neacoxie, which they considered a sacred place.

Richard Schultz

He learned how to golf on the Gearhart Golf Course by playing holes 15 to 17 at twilight, over and over until dark. The family stayed first in a Habicost cabin, then at the Habicost house, a converted wing of the old Gearhart Hotel that was salvaged after the burn. His dog, Fritz, died and still lies buried at the Habicost fence line at the Ridge Path. He attended Washington High School in Portland where he met the love of his life, Jeanne Briggs, and they were inseparable for the next 78 years, 71 in marriage.

The day after Pearl Harbor, his sophomore year in the Theta Chi house at the University of Oregon, he enlisted in the U.S. Navy, where he trained to fly PBY Catalinas in submarine warfare against German U-boats along the Gulf and east coasts, and was a noted stunt flier, irritating his superiors, in the skies over Florida and Georgia.

After earning his wings, he and Jeanne were married in Portland. He requested a transfer to the South Pacific, where he longed to fly the lean Grummond TBF Avenger, but as the war wound down he was assigned to teach instrument navigation in Pensacola, Florida, until the Japanese surrender.

Dick and Jeanne returned to Oregon and bought a house on the Gearhart beachfront for $3,750, lived there one winter with sand blowing through the walls, keeping warm by driftwood fires with their dog, Amber. Deciding they could not live on beach air and razor clams, they moved to Eugene where he earned a master's degree in American literature at the University of Oregon, spending summers as the golf pro in Gearhart.

The year 1947 was a highlight of his golfing career, when he beat long-standing champ Ralph Dichter at the Gearhart Golf Course Club Championship, at the second hole of a sudden death playoff, which Dichter double-bogeyed. After earning his degree, Dick taught high school English in Bend for several years, renting a different house each year and vacating it for the summer holiday in Gearhart, where he continued to work as the golf pro.

Weary of teaching high school, because "the orders don't come from the bottom up," Dick moved back to Portland where he took a desk job at ESCO and then Hyster, taking the "daddy train" on summer weekends into Gearhart, where he was a regular at the Sandtrap and Gearhart Hotel, and befriended many Gearhart regulars, including the actor Johnny Sheffield of Tarzan fame, and screenwriter Beau Stone, from whom he made a small fortune in golfing and chess bets.

He golfed, dug clams, hooked salmon, and with Jeanne, socialized with Roy and June Maden, Pat and Tom Livesley, Brian and Sheila Taylor, Jon Blissett, Ray and Jeanne Weston, Harry McCall, Dave and Emmadine MacDonald, and many others, and was a generous regular at the blackjack table at the Fireman's Ball.

He soon tired of pushing papers and returned to U of O to enter a doctoral program in classical Greek, but his advisor died halfway through, so he finished with a second master's in Greek drama. He then went on to be the first lecturer in classics at Portland State University, teaching Shakespeare and American literature on the side.

A bibliophile collector of first editions, his immense knowledge of literature inspired that sharp and wicked wit that endeared him to many, unless they were on the wrong end of it.

Dick never lost the connection to Gearhart, where he claimed to have spent the best times of his life. In the early 1970s, he grieved to see the Gearhart Hotel razed, but managed to salvage a "Driftwood Lounge" sign for his den, and channeled his anger to win the Gearhart Grandfathers' Golf Tournament, matching the Gearhart course record on the back nine.

In the 1990s he was instrumental in stopping the Sahhalie condominium development at the Neacoxie estuary in Seaside by testifying on the desecration of the Indian gravesites there that he knew from childhood.

He was a lifelong athlete, a gymnast in high school and college, and completed two Seaside marathons in his 50s. He ran in retirement for 30 years, traveling throughout the U.S. and Europe. He died two months after his 94th birthday, and six months after his 71st wedding anniversary, while enjoying a life of leisure on the Croatian Adriatic coast with Jeanne and two of his children, Stewart and Julie, who are residents in Croatia.

Dick will be remembered as a brash, freewheeling and irreverent member of the Greatest Generation, a lover and promoter of classical literature and ideas, a natural golfer with nerves of steel, a friend and protector of old Gearhart, and a devoted father and husband who was convinced each of his children was destined for greatness.

He is survived by his wife, Jeanne; brother Bill; children Julie, Stewart and Todd; grandchildren Rick, Erin, Adrienne, Henry and Annegret; step-grandchildren Jennifer and Matthew; and several great-grandchildren, nieces and nephews. His eldest son Rick, volunteer Gearhart fireman, classified ad manager at The Daily Astorian and champion golfer, preceded him in death.

AP, others, want jurors' names released in Oregon standoff

Associated Press

PORTLAND — Three media organizations, including The Associated Press, have filed a motion asking a federal judge to unseal the identities of the jurors who acquitted all seven defendants involved in the armed occupation of a national wildlife refuge in rural southeastern Oregon.

The motion filed Monday in U.S. District Court in Portland seeks to modify a protective order that was in place during the trial of brother Ammon and Ryan Bundy and five others.

The Oregonian and Oregon Public Broadcasting are the other media groups.

The jury acquitted all defendants on Oct. 27 of conspiring to impede federal workers from their jobs at the Malheur National Wildlife Refuge, 300 miles southeast of Portland.

The motion says there's no longer a threat to jurors because the case is over.

DEATH

Nov. 27, 2016

TURNER, Alwyn Scott, 80, of Gearhart, died in Seaside. Hughes-Ransom Mortuary & Crematory in Seaside is in charge of the arrangements. Visit www.hughes-ransom.com to share memories and sign the guest book.

LOTTERIES

OREGON

Monday's Pick 4:
1 p.m.: 0-2-8-6
4 p.m.: 0-1-5-5
7 p.m.: 8-7-3-1
10 p.m.: 9-3-3-9
Monday's Megabucks: 20-21-28-37-45-46
Estimated jackpot: $1.2 million

WASHINGTON

Monday's Daily Game: 5-3-2
Monday's Hit 5: 01-14-17-30-34
Estimated jackpot: $420,000
Monday's Keno: 02-04-05-11-18-19-22-30-35-36-42-49-50-54-58-65-66-75-77-80
Monday's Lotto: 06-10-31-34-42-47
Estimated jackpot: $5 million
Monday's Match 4: 01-08-14-20

OBITUARY POLICY

The Daily Astorian publishes paid obituaries. The obituary can include a small photo and, for veterans, a flag symbol at no charge. The deadline for all obituaries is 9 a.m. the business day prior.

Obituaries may be edited for spelling, proper punctuation and style. Death notices and upcoming services will be published at no charge. Notices must be submitted by 9 a.m. the day of publication.

Obituaries and notices may be submitted online at www.dailyastorian.com/forms/obits, by email at ewilson@dailyastorian.com, placed via the funeral home or in person at The Daily Astorian office, 949 Exchange St. in Astoria. For more information, call 503-325-3211, ext. 257.

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