

POINT of view

THE DAILY ASTORIAN // QUESTION OF THE WEEK

'Who or what will you be thinking about and remembering on Memorial Day?'



"All the veterans that died for our country."

Karl Hellberg, Warrenton



"I'll be thinking about all the soldiers who've lost their lives, and my loved ones who are no longer here. Not to mention, the terrorist attacks — like the one at the concert. Those young kids. It's so sad."

Lori Mavencamp, Warrenton



"I'm in the Coast Guard. My mom is prior Navy. My dad is retired from the Navy after 29 years. So, I'll be thinking about my family."

Dylan Dean, Astoria

OBITUARIES

Janet Roseanne Mellott

Astoria

July 26, 1939 — May 4, 2017

Janet Roseanne Mellott passed away peacefully, after an extended illness, on May 4, 2017, with family by her side.

Janet Roseanne Dvorak was born July 26, 1939, in Iowa Colony, Texas, to Joe Dvorak Sr. and Albina Krampota Dvorak.

She graduated from Alvin High School in Alvin, Texas, in 1957. She attended business school and worked in Houston, Texas, where she met her future husband, Gene. Janet and Gene traveled from coast to coast due to her husband's career in the U.S. Coast Guard.

She worked with the Girl Scouts in Hawaii and later, when the family settled in Astoria, Oregon. Janet also worked at Tongue Point Job Corps Center as a medical secretary until her retirement. After retirement, Janet and Gene lived in Knappa, Oregon.

Janet was preceded in death by her parents; her brother, Leo Dvorak; and a son-on-law, Everett Jordan.

She is survived by her husband, Gene; daughters Karel (Clint) O'Grady of Seaside, Oregon, and Karen Mellott of Dover, Tennessee; grandsons, Jeff (Stacy) Brien of Dickson, Tennessee, and Daniel Brien of Dover, Tennessee; a brother, Joe Dvorak Jr. of Smithfield, Virginia; a brother-in-law, Scott (Susan) Mellott of Houston, Texas; a sister-in-law, Kathryn Mellott of League City, Texas; and numerous nieces and nephews.

The family would like to thank the staff of Clatsop Retirement Village for their thoughtfulness and caring during this difficult time, and also thank you to Lower Columbia Hospice for their assistance in making her last days on this earth more comfortable.

At Janet's request there will be no services. Her ashes will be interred at Willamette National Cemetery in Portland, Oregon.

In lieu of flowers, please donate to the Clatsop County Animal Shelter or Lower Columbia Hospice.

Larry Lee Haller

Seaside

April 25, 1934 — May 21, 2017

Larry was born in Sweet Home, Oregon, to Alma and Joseph Haller.

He graduated from Milwaukie High School. He received a bachelor of science degree from Oregon State University, and a master's degree in administration from the University of Oregon.

He married Joyce Cumberland in 1956. In 1960, he moved with his family to Seaside, where he taught and coached at Seaside High School until he retired in 1989.

Larry devoted his life to community service. He served on the Seaside City Council for 22 years. He was a member of the Seaside Kids,



Larry Haller

Jaycees, Rotary, Miss Oregon Pageant, Masonic Lodge, Providence Seaside Hospital Board, Seaside Civic and Convention Center Board, and the Chamber of Commerce. During these years he received many honors and awards.

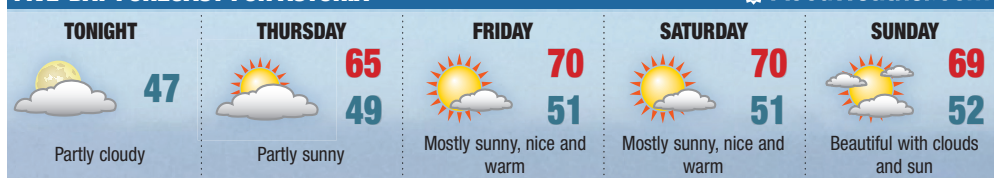
He is survived by his wife, Joyce; daughter, Kristi; son-in-law, Todd Shaffer; son, Scott; daughter-in-law, Cheryl Harrison; a brother, Bill; and several nieces and nephews.

A celebration of life is planned for

later this year.

Donations may be made to Seaside Kids, P.O. Box 275, Seaside, OR 97138.

FIVE-DAY FORECAST FOR ASTORIA



ALMANAC

Astoria through Tuesday.

Temperatures	62°/50°
High/low	62°/50°
Normal high/low	61°/47°
Record high	85° in 1999
Record low	34° in 1966

Precipitation	Trace
Tuesday	Trace
Month to date	5.78"
Normal month to date	2.52"
Year to date	47.02"
Normal year to date	32.56"

SUN AND MOON

Sunset tonight	8:52 p.m.
Sunrise Thursday	5:33 a.m.
Moonrise today	5:13 a.m.
Moonset today	7:35 p.m.

Phase	Date
New	May 25
First	June 1
Full	June 9
Last	June 17

UNDER THE SKY

Tonight's Sky: Comet Johnson in the constellation Bootes might reach magnitude +6.

TOMORROW'S TIDES

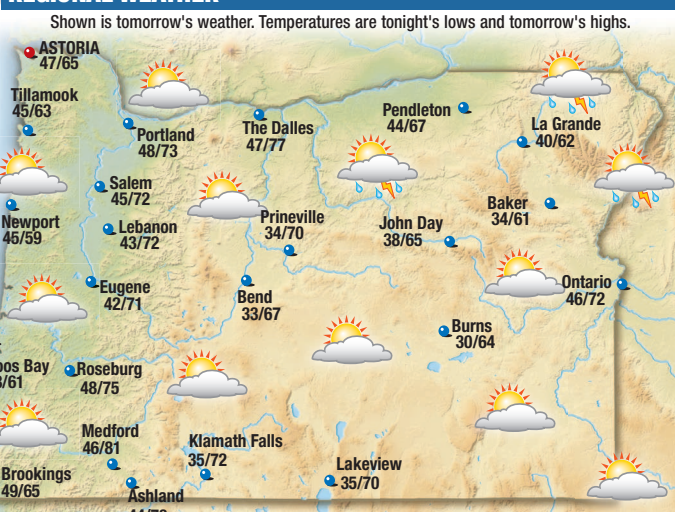
Time	High	Time	Low
1:03 a.m.	9.8 ft.	8:01 a.m.	-1.4 ft.
2:17 p.m.	8.0 ft.	7:53 p.m.	1.7 ft.

NATIONAL CITIES

City	Hi	Lo	W	Hi	Lo	W
Atlanta	74	55	t	72	57	sh
Boston	64	52	pc	56	52	r
Chicago	62	51	sh	67	52	pc
Denver	82	52	s	73	46	t
Des Moines	66	48	pc	75	58	s
Detroit	70	57	r	66	54	sh
El Paso	95	71	s	96	71	s
Fairbanks	62	39	c	53	34	c
Honolulu	86	72	pc	85	71	sh
Indianapolis	67	55	r	67	53	sh
Kansas City	66	46	pc	76	60	s
Las Vegas	103	76	s	95	70	s
Los Angeles	75	57	pc	68	57	pc
Memphis	67	53	c	77	64	s
Miami	91	78	t	89	76	t
Nashville	67	54	sh	75	56	pc
New Orleans	77	60	pc	83	68	s
New York	68	57	r	63	58	r
Oklahoma City	71	51	s	85	64	s
Philadelphia	71	56	r	68	60	t
St. Louis	70	55	sh	79	61	pc
Salt Lake City	87	53	t	71	54	pc
San Francisco	68	54	pc	68	55	c
Seattle	63	49	c	70	52	pc
Washington, DC	68	59	r	75	60	t

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

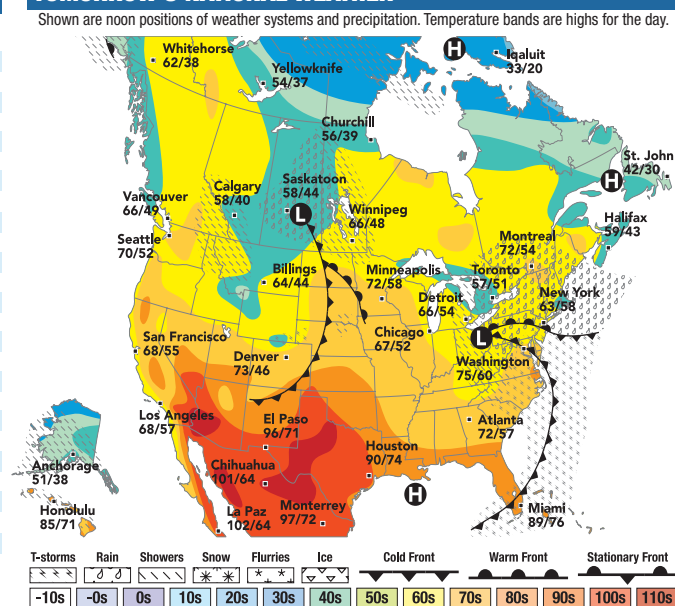
REGIONAL WEATHER



REGIONAL CITIES

City	Hi	Lo	W	Hi	Lo	W
Baker City	64	34	pc	61	37	pc
Bend	68	33	pc	67	37	pc
Brookings	67	49	pc	63	48	pc
Eugene	66	42	pc	71	45	pc
Ilwaco	58	48	sh	62	51	pc
Klamath Falls	76	35	pc	72	38	pc
Medford	80	46	pc	81	49	pc
Newberg	64	45	c	73	50	pc
Newport	59	45	c	59	46	pc
North Bend	62	48	pc	62	49	pc
Olympia	63	43	c	71	45	pc
Pendleton	67	44	pc	67	45	pc
Portland	64	48	sh	73	53	pc
Roseburg	73	48	pc	75	50	pc
Salem	65	45	pc	72	49	pc
Seaside	58	47	sh	64	49	pc
Spokane	61	46	pc	65	46	pc
Springfield	67	43	pc	71	45	pc
Vancouver	62	47	c	72	51	pc
Yakima	73	45	pc	75	47	pc

TOMORROW'S NATIONAL WEATHER



9th Circuit debates 'ag gag' law

By MATEUSZ PERKOWSKI
EO Media Group

Debates over Idaho's so-called "ag gag" law, which criminalized secret audiovisual recordings of farm operations, often center on the livestock industry.

It was an undercover video of cattle abuse at an Idaho dairy, after all, that inspired state lawmakers to pass the statute in 2014.

During oral arguments this month about the law's constitutionality before the 9th Circuit Court of Appeals in Seattle, Judge Mary Margaret McKeown approached the matter from an angle that didn't involve dairy cows.

"It could apply to beekeeping too, right? So does a beehive have a privacy interest?" McKeown asked Idaho's deputy attorney general, Carl Withroe.

Withroe acknowledged that beehives would be covered by the statute but said they probably lack the right to personal privacy.

However, the farmer does have the right to control who enters his property and to exclude those who want to record its operations without permission, he said.

The judge seemed to think that argument was beside the point.

"But that's trespass, not privacy, that you're talking about,"

she said, later adding that "corporations don't have a privacy interest."

McKeown's observation that "it keeps coming down to trespass" could be problematic for Idaho's defense of the law, which was struck down nearly two years ago by a federal judge who found it violated free speech rights.

Trespass is already prohibited by Idaho law in the legitimate interest of protecting private property, while other statutes aim to protect people from defamation, theft and fraud, according to the Animal Legal Defense Fund.

The defense fund claims the real goal of the "ag gag" law, on the other hand, is the illegitimate purpose of suppressing speech that casts a negative light on the farm industry.

As for privacy rights, the law's opponents argue that farms are effectively "industrial facilities" that don't have the same expectations of privacy as people.

Idaho's lawyers counter that the law simply requires people to obtain a farmer's permission to enter his property and film operations without misrepresenting who they are.

The statute regulates the ability to use a tool, such as a camera, on private property, rather than restricting "expressive conduct," according to Idaho.

"There is no First Amend-

ment right to make those recordings in the first place," said Withroe.

Since the law simply restricts the ability to record on private property, without distinguishing between favorable and unfavorable coverage, the regulation is impartial regarding content and thus doesn't violate free speech rights, he said.

Judge Carlos Bea seemed skeptical of this argument, noting that people who violate the statute must pay the farmer double the amount of losses caused by the crime in restitution — a requirement that's unlikely to be triggered by a positive portrayal.

"It isn't viewpoint-neutral. It's directed to the operations only, and only to pejorative reports of the operations," Bea said.

Though Idaho's legal theory was subject to much of the tough questioning by the three 9th Circuit judges, they also pushed back against some arguments by the Animal Legal Defense Fund's attorney, Justin Marceau.

Specifically, the judges inquired about provisions of the law that prohibit using misrepresentation to gain access to records, obtain employment or economically harm the farm.

At one point, Judge Richard Tallman wondered whether the defense fund could live with a narrower injunction against the Idaho law than the current order entirely blocking its enforcement.

MEMORIAL

Saturday, May 27

SELLERS, June Elizabeth — Memorial at 1 p.m., Grace Community Baptist Church, 1195 Irving Ave. A reception follows the service.

DEATHS

May 24, 2017

HARRISON, Willard R., 88, of Astoria, died in Astoria. Caldwell's Luce-Layton Mortuary of Astoria is in charge of the arrangements.

May 23, 2017

ENBUSK, Henry Jacob, 93, of Clatskanie, formerly of Astoria, died in Clatskanie. Caldwell's Luce-Layton Mortuary in Astoria is in charge of the arrangements.

PUBLIC MEETINGS

WEDNESDAY

Port of Astoria Budget Committee, noon, 10 Pier 1 Suite 209.

Cannon Beach Budget Committee, 5:30 p.m., City Hall, 163 E. Gower St.

Clatsop County Board of Commissioners, 6 p.m., Judge Guy Boyington Building, 857 Commercial St.

Gearhart City Council, 7 p.m., executive session and special emergency meeting on video gambling application, City Hall, 698 Pacific Way.

THURSDAY

Sunset Empire Transportation

District, 9 a.m., Astoria Transit Center Conference Room, 900 Marine Drive.
Clatsop County Recreational Lands Planning and Advisory Committee, 1 to 3 p.m., fourth floor, 800 Exchange St.
Youngs River Lewis & Clark Water District Budget Committee, 3 p.m., 34583 U.S. Highway 101 Business.
Youngs River Lewis & Clark Water District Board, 6 p.m., executive meeting and special meeting, 34583 U.S. Highway 101 Business.
Cannon Beach Planning Commission, 6 p.m., City Hall, 163 E. Gower St.

LOTTERIES

OREGON

Tuesday's Pick 4:
1 p.m.: 8-9-3-3
4 p.m.: 5-7-2-4
7 p.m.: 6-4-4-6
10 p.m.: 1-6-9-8
Mega Millions: 6-13-17-33-60, Mega Ball: 14
Estimated jackpot: \$58 million

WASHINGTON

Tuesday's Daily Game:
8-8-7
Tuesday's Keno: 06-07-14-22-25-27-28-35-40-51-55-57-58-60-63-66-70-74-75-79
Tuesday's Match 4: 02-10-18-24

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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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