

BAY WATCH NEWS



VOLUME 5 NUMBER 2

JANUARY 2013

Bonita Bay News

Community Association

The negotiations to purchase the Marina Club and Backwater Jacks between the Board of Directors of the Community Association and Bonita Bay Properties Inc. (BBPI) have shown little or no progress. So unless some residents form a small consortium to purchase the properties and lease them back to the Community, they most likely will be sold to a third party.

With that in mind, BBPI has listed both parcels with a Broker for \$9,000,000. (See listing on page 59.) The marina complex consists of 91 wet slips, 150 parking spaces and of course Backwater Jacks which has a capacity for 200 diners.

The Board of Directors of the BBPI is in the process of selecting an engineering firm to begin the lake remediation project in the community.

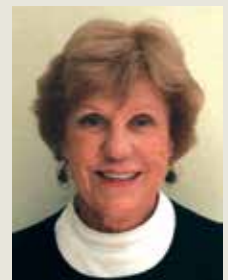


continued on page 12

Tilly and Me

*By Mike Hanson,
Hidden Harbor*

On May 6th, 2013 the late golf course architect Albert W. Tillinghast will be inducted into the World Golf Hall of Fame in St. Augustine, FL. Established in 1998, the Hall of Fame currently includes 141 members. It is surprising to many that Tillinghast is not already among that number, and his election seems long overdue.



*Pam Ytterberg, Woodlake,
granddaughter of
A.W. (Tilly) Tillinghast*

Joining Tillinghast in the Hall's Class of 2013 are Fred Couples, Ken Venturi, and Willie Park, Jr. (Veterans Category). Additional inductees will be announced early this year.

A.W. Tillinghast (who was called Tilly) is generally considered the dean of American-born golf course architects. Between 1909 and 1936 he designed over 70 golf courses and redesigned or remodeled at least 70 others.

In the final two years of his career, the PGA of America hired Tilly as its official consulting golf course architect, and he surveyed and consulted on more than 500 courses across the United States.

More than 70 years after his death in 1942, five of Tillinghast's golf courses are listed in *Golf Digest's* Top 100 in the United States, continuing to challenge the very best golfers in the world. A total of 12 Tillinghast designs are ranked in the top 100 of Classic Golf Courses in the U.S. (designed prior to 1960).

continued on page 32

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Editors' Notes

While we find that the Marina Club and Backwater Jacks are wonderful amenities to the Bonita Bay Community and would like to keep them as part of our lifestyle, we can't help but think of the old song lyric "Got along without you before I met you, gonna get along without you now."

Will a group of residents step forward to buy the complex or will it be sold to an outside party who will need support from the community to make it successful? Perhaps 2013 will provide the answer.

The Bonita Bay Club renovation project discussion will be in full swing this month. Our hope is that whatever the final outcome is, all exchanges of view will be civil and that there will not be a fracture of the Community.

Finally, our thoughts and prayers are with all those affected by the recent tragedies – Super Storm Sandy and the shootings in Newtown, CT. We hope that 2013 will be a peaceful year – health and happiness to you all.

Happy New Year.

Don and Valerie Gorman, Editors

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Letters to the Editor

More than just slot machines ...

THE VOTERS HAVE SPOKEN and approved by a large margin the slot initiative. It is now up to Florida Attorney General to determine the legality of allowing slots at the pari-mutuals around the state. When the compact was signed with the Seminole tribe several years ago to allow gambling at selected Indian land only locations around the state, a lot of money was left on the table. Now we have a chance to even the playing field.

Approval is a lot more than just Slot machines on Bonita Beach Road. More than Slots, this will be an entertainment complex with new restaurants, clubs and Vegas-style entertainment. It is about jobs for Bonita and South Lee County. Over 200 to begin with from construction and as the complex grows, so will its employment. It is about 1.5% of the first \$250M the track earns in revenue and 2.5% over \$250M coming back as a new revenue source for the City of Bonita and Lee County which translates into lower taxes for you and me.

It will bring more people to our city, who will eat in our restaurants, shop in our stores and stay in our hotels. Home values will improve as demand for housing increases.

Roger Brusnwick, Cracker Cove

Well worth the read ...

I AM NOT A BOOK REVIEWER nor do I particularly like fiction. But when your friend and neighbor writes a book and your wife likes it and reminds you that you will probably be getting together with your friends for dinner very soon, you are motivated to dig into it. Well, once I got into it, I couldn't put it down. The book *Godspeed*, written by Bonita Bay resident Dan Chabot, is

terrific. Dan's humor, zany characters, and unusual twists make this a great read. I couldn't wait to see what happened next. But I warn you that this love story will also bring not only tears of laughter but a sorrowful tear at one point. But enough said about that.

Not being a book reviewer, I can shamelessly push Dan's book as "MUST READ" for anyone looking for a humorous, witty love story with some unusual twists. I love off beat humor and Dan has it in spades.

Dan Chabot is our friend and neighbor. He is a former editor, writer and columnist for the *Milwaukee Journal* and this is his first book. It is available on Amazon. The title again is *Godspeed*.

And as my dad once advised me when I asked about making a commencement speech, "Be mercifully brief."

Jim Brennan, Crossings

Just a thought ...

A MODEST PROPOSAL for a new amenity in our great community. Tear down the long abandoned Lutgert Presentation Center at 4701 Bonita Bay Blvd. and add a simple two-story wildlife observation structure on this footprint. Then, many can enjoy the exceptional activity in the huge preserve area that those of us living in Horizons have experienced for over a decade. If Mr. Lutgert is as charitable as I read, he may even donate the building.

Jim Hartman, Horizons

If you would like to weigh in on issues discussed in Bay Watch News or any other thoughts you would like to share please email: BayWatchLetters@aol.com or Bay Watch News, P.O. Box 1604, Bonita Springs, FL 34133.

A Solution to Our Problems

By Charlie Vogt, Montara

WHILE WE ALL CONTEMPLATE the various approaches to renovation at Bonita Bay Club, we should not overlook other, completely different approaches. By coincidence I JUST HAPPEN TO HAVE a Plan B, as it were, and it COSTS VIRTUALLY NOTHING.

We should secede from the USGA and declare Bonita Bay as the haven club for long putters, belly putters and other anchored golf devices. Now and forever, with our faces turned bravely against the winds of change and outrageous rules.

Besieged yippers will descend on us from all directions, quickly filling our membership rolls at whatever price we wish to charge. Promotion of the club likely would be unnecessary, but could easily be accomplished with a Paul Bunyon-sized statue at the front entrance, showing a golfer clutching about a 50-foot putter (anchored of course). We'd probably fill our ranks with just the drive-by member applications. But if we still had need for our website outreach, we'd have a ready-made musical background for

it, playing "Anchor's OK" to the tune of the navy anthem.

Once this unique identity is established, we'd likely have no trouble getting our representation from Keegan Bradley and Adam Scott. And we wouldn't have to provide them with logo'ed shirts or hats, but simply a Bonita Bay patch velcro'ed to their existing outfits. The patch could be padded to provide comfort at the spot where their putter is anchored. In no time at all, we'd go from being just a premier club to one of the best-known premier clubs in the world. Later then, if Bradley and Scott complied with the USGA by trying (and faltering with) regulation putters, we'd have continuing good publicity - the BB "anchor patch" still stuck on their shirts, conspicuous as a scarlet letter, and a reminder to the world they'd still be great if they were at BB!

Proud as I am of this alternative idea, I recognize there might be others out there with great suggestions. So I welcome your comments and additional ideas. Just send them to us at *Bay Watch News*. Creative thinking will conquer all!



Who's Who in Bonita Bay

Bruce Mohl - The Endurance King

By Tommye Fleming, Mahogany Ridge

BRUCE MOHL, WINTER resident of Bay Pointe and summer resident of New Hampshire, is a member of the BBCA Board. He is supposedly retired. But in retirement, he has accomplished two major things: he helped negotiate the turnover of the Bonita Bay Community Association (AND the use of the Bonita Bay logo), and he won a US Masters Swimming national title.



Prior to his retirement, Bruce was a Superior Court Judge in New Hampshire. Before that he served as New Hampshire's Deputy Attorney General. When he and his wife, Marian Tucker, decided to retire to Florida, he envisioned days of swimming and other leisure activities. Little did he know he would devote 2000 hours of his life – over two long years – to help the BBCA extricate itself from Bonita Bay Group (BBG).

“Bonita Bay Group has tough, hard-nosed negotiators. They were not about to give anything away. Truthfully, there was nothing the residents could do to force turnover. BBG had the control; fortunately, they decided they could and would turn the association over to the residents. It was just a matter of how and when, and that took a long time and involved extended negotiations with BBG.”

Bruce and Larry Russell spent countless hours in negotiation with BBG. Negotiations broke down 3-4 times on a number of issues, including gate access. But compromise is the hallmark of any successful negotiation. The very long, very complex process concluded with the association turnover in June 2011.

Then this past spring, Bonita Bay Group sued the Community Association on the grounds that it didn't have the right to use the Bonita Bay name. They (BBG) owned the legal trademark. Both sides spent a lot of time and a lot of money on “too much lawyering” on what was, in essence, an unnecessary lawsuit.

The final outcome is that BBG still owns the Bonita Bay trademark, but the BBCA has negotiated use of the

trademark in perpetuity, with some restrictions. For example, the BBCA cannot use the name in the marketing or sale of real estate. More recently, Bruce has been active on behalf of BBCA in examining the feasibility of BBCA acquiring the Bonita Bay Marina, and that's a process likely to take some time as well.

So endurance heads the list of Bruce's skill sets. He exhibited it well in assisting our community. And he exhibits it even more as a swimmer.

When Bruce Mohl was at Hamilton College in upstate New York, he was a five-time All-American and captured two NCAA titles in individual medley, a combination of all four swimming strokes. He went on to law school at Boston University and gave up swimming.

In his 40s, he became a masters swimmer, a special class of competitive swimming for folks 25 years and older who compete within age groups of five years. “It's a great way to stay in shape, and it's becoming quite a popular activity.” He swims 4-5 days a week, about 50 miles a month, with T-2 Masters in Naples when in Southwest Florida; in NH in the summer, he trains with a group of tri-athletes in open water lake swims.

Bruce competed on and off in masters competition from 1988 and 2006. He won a national championship in the 90's and has been world-ranked in a number of events over the years. But then he suffered a back (disc) injury which limited his ability to swim strokes. He began to swim longer distances in open water ... in the Gulf of Mexico here in Florida and in lakes up north. The training has strengthened his back. He recently won the two-mile open water national championship in his age bracket and set the national record in the event.

How else do Bruce and his wife spend their time?

“I row a single scull up north. I golf occasionally and spend a fair amount of time salt water fishing. And Marian is a fitness fanatic ... rowing, biking, walking.”

But he hasn't really left the judiciary entirely. He is still a Senior Associate Justice, meaning he can work when he chooses, up to 10 weeks a year. “It's an opportunity to remain on the superior court, but not work full-time. It's sort of the best of both worlds,” Mohl said. He also has a private mediation practice in New Hampshire, a process of resolving disputes outside of a courtroom.



Property Values

By Max and Connie Lummis, Spring Ridge

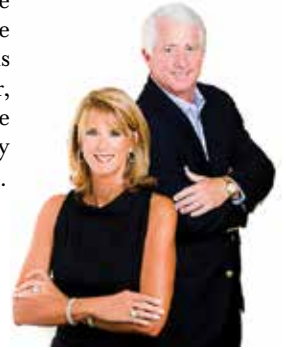
THE TRENDS IN REAL ESTATE in our area continue to show that buyers are returning in large numbers, seeking both new and resale properties and reversing the trend seen in the 2008 through 2010 time frame. Inventories of homes and condominiums remain at historically low levels, even in shortages by realtor definition, in Bonita Bay and many if not most of the other communities in Bonita Springs and Naples. The most recent monthly data for Bonita Springs shows that closed sales were up 76% year-to-year, and pending sales were up 84%.

In Bonita Bay, closed transactions for the 12 months ended November 30, 2012 were 209 compared to 173 in the same period a year earlier, an increase of 21%. As expected, high rise condos led the increase at 63% as buyers took advantage of reduced prices and discounts being offered by the developer. The number of sales of single family homes was flat, while the number of low and mid-rise condos and villas showed significant increases, reflecting buyers' preferences for lower priced, lower maintenance properties. The overall median selling price declined 9.8% to \$428,000. However, the overall average sold price per square foot was unchanged at \$227, reinforcing that prices have actually stabilized.

Perhaps more interesting are the data for the three months ended November 30, 2012 compared to the same period in 2011, where a total of 35 transactions were closed this year, compared to 17 last

year, an increase of 106%. While high rise condos again outpaced other categories at an over 200% increase, both single family homes and low and mid-rise condos were up 80% and 100%, respectively. The overall price per square foot was again unchanged at \$225; however single families showed a 14% increase. The primary area of pricing weakness for the three month period was in high rises where average prices decreased 23%, some of which was due to a product mix difference. Also of note, the overall percentage of sold price to list price has increased from 88% to 92%.

Because of the shortage of properties on the market that have good locations and are well maintained and priced, we are experiencing a number of situations in which these properties are selling before they are formally placed on the open market. This means that if you are a serious buyer, you must pay very close attention to the market and be willing to move quickly when something comes to your attention.



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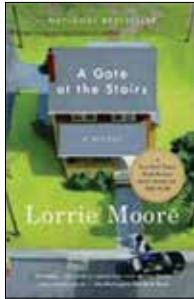


ON THE BOOKSHELF

A Gate at the Stairs

by Lorrie Moore

Shirley Gorman, Oakwood



The coming-of-age story is a very common one in literature. Every youth experiences a specific and unique journey as he or she moves from adolescence to maturity. In *A Gate at the Stairs*, Lorrie Moore chronicles Kassie Keltgin's journey.

It is one year after 9/11 and 20-year-old Kassie is a university student from a small Midwest town. She is the daughter of a gentleman farmer and needs a job. Lacking much work experience, she interviews for a job as a nanny.

Her new employees are Sarah Brink and Edward Thornwood. They are in the process of adopting a child. The child they adopt, Mary-Emma, is biracial and they are white.

The story begins with Kassie's involvement with Sarah and Edward's search for a child and ends tragically. But Sarah and Edward are not the only characters that shape Kassie's journey. There are Murph, her sometimes roommate, and Reynoldo, Kassie's lover. There is also her relationship with her mother, her father and her bother Robert.

The novel is beautifully constructed and written. Lorrie Moore has a wry and keen sense of humor and a gift for description. You will enjoy Kassie's warm and poignant story.

The Man Who Saved The Union: Ulysses Grant In War And Peace

by H.W. Brands

Norm Roberts, Creekside



In this well paced biography, Brands brings to life a great American who is often overlooked. Grant was an indifferent student, and was barely able to sustain himself as a young adult. However, the Civil War revealed his many strengths. His meteoric rise from enlisted man to general is the most compelling part of this book.

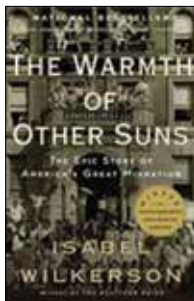
Brands wrote this in summary, "One thing all Americans could agree on was Grant's central role in saving the Union. As commanding general in the Civil War, he had defeated secession and destroyed slavery, secession's cause. As president during Reconstruction, he had guided the South back into the Union. And no one had done more to produce that result than he."

After serving two terms as President, Grant travelled the world, receiving a rapturous welcome everywhere. A remarkable story well told.

The Warmth of Other Suns

by Isabel Wilkerson

Elaine Brotman, Baywoods



Isabel Wilkerson won the National Book Critics Circle Award for non-fiction for *The Warmth of Other Suns*, and I can understand why. It took her ten years of research interviewing over 1000 people to write this book. She brings to light one of the most important and under-appreciated revolutions in American history. It's known as America's great migration: southern blacks moving north and west at the beginning of the 20th century. Before it began, 90% of American blacks lived in the south. When it ended in the 1960's, 50% lived in the north. This migration transformed the social, political and physical structure of American culture.

Wilkerson makes this stirring epic journey come alive through the very personal and riveting stories of three different migrants. Ida Mae Gladney, a sharecropper, left Chicksaw County, MS, for Chicago with her husband and children in 1937 to find better jobs and housing for her family. George Starling fled Florida for Harlem to avoid being lynched in 1945. Robert Foster, a well trained surgeon, left Louisiana for Los Angeles in 1953 to start a practice that gave him

opportunities free of prejudice. You will experience their courage and hard work as well as their joys and sorrows in struggling for a more promising life and future.

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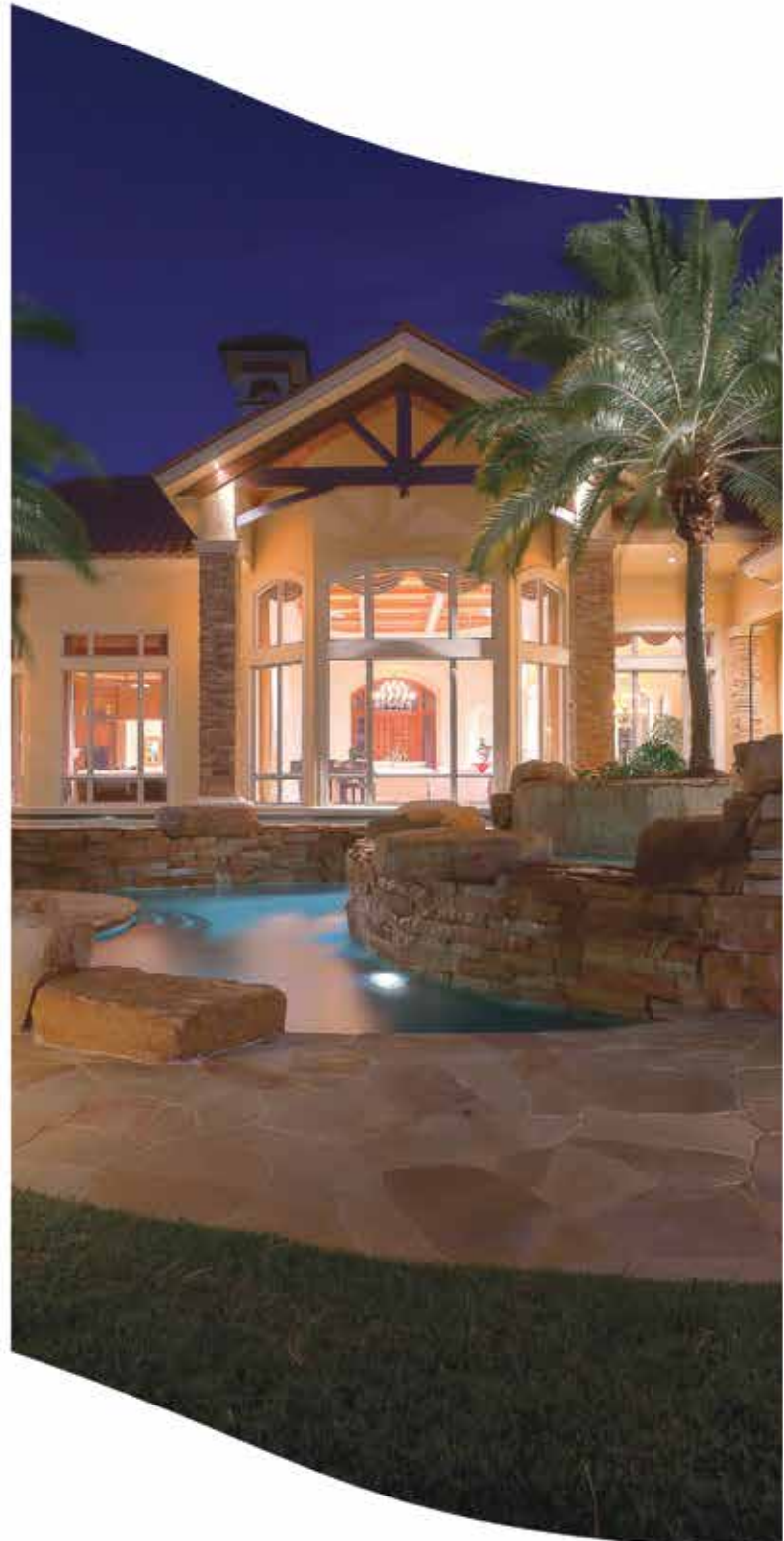
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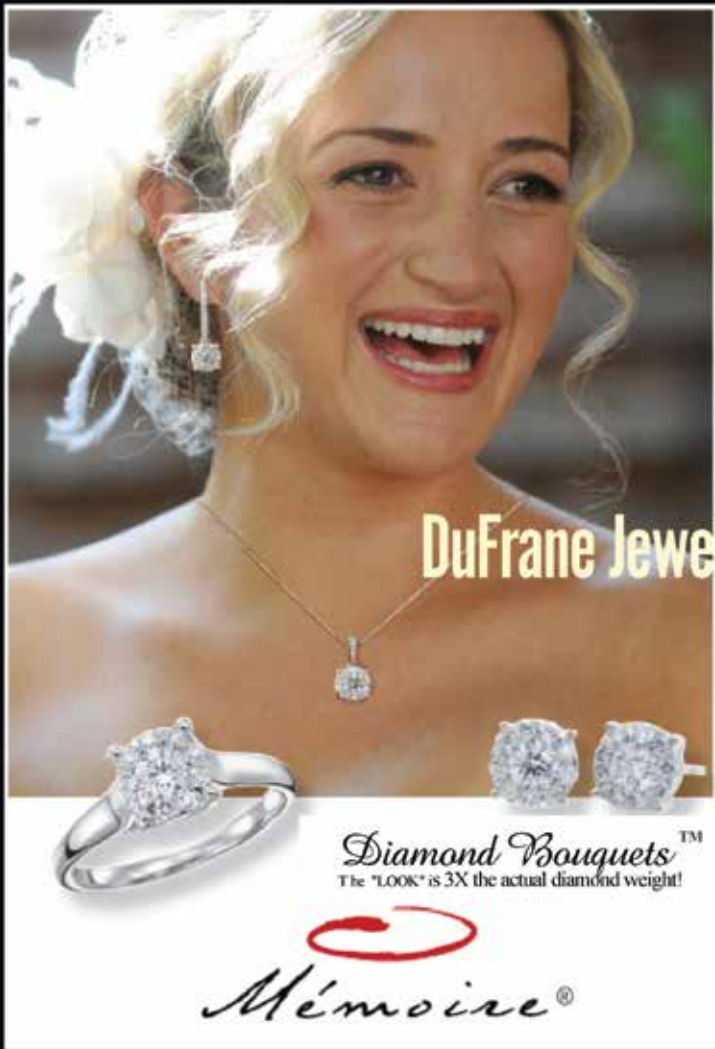
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Bonita Bay News *continued from page 1*

The selection was almost completed by press time and following the permit process, is expected to begin in 2013. As mentioned in the December issue of *Bay Watch News*, the total cost is estimated to be \$4,700,000. The existing capital reserve is sufficient to fund the total remediation of the non-club lakes and will not require an increase in assessments.

A letter soliciting a candidate to replace one seat on the Board of Directors of the BBCA was sent to all residents on December 26. The term is three years. Applications must be received no later than January 10th. Bruce Mohl who had agreed to become a Director-at-Large for one year (see "Who's Who in Bonita Bay" on page 6) to help with the trademark suit and the Marina Club purchase is stepping down as of the Annual Meeting in March.

Bonita Bay Club

On November 29, a follow-up meeting was held to discuss the proposed renovation plans for the Club. Dave Barry showed seven different scenarios of the Strategic Plan for the facility with the total cost between \$15.5 million and \$22.4 million and with varying number of members.



Starting this month, small Town Hall type meetings will be held with a vote by the members on the project in February.

REAL ESTATE TRANSACTIONS

| CLOSED DATE | SELLING PRICE | NEIGHBORHOOD | FULL ADDRESS | AREA | BEDS | BATHS |
|-------------|---------------|---------------|------------------------------|-------|-------|-------|
| 12/13/12 | \$2,375,000 | Spring Ridge | 26040 Fawnwood Ct. | 5,266 | 4+Den | 4.5 |
| 12/12/12 | \$1,080,000 | Deerwood | 4401 Deerwood Ct. | 3,363 | 3+Den | 3.5 |
| 12/7/12 | \$725,000 | Anchorage | 27543 Riverbank Dr. | 2,493 | 3 Bed | 3 |
| 12/3/12 | \$325,000 | Enclave | 27200 Enclave Dr. | 1,775 | 3 Bed | 2 |
| 11/30/12 | \$722,500 | Estancia | 4801 Bonita Bay Blvd., #1002 | 2,867 | 2+Den | 3 |
| 11/30/12 | \$1,595,000 | Horizons | 4731 Bonita Bay Blvd., #1004 | 3,733 | 3+Den | 3.5 |
| 11/28/12 | \$666,000 | Esperia South | 4951 Bonita Bay Blvd., #2001 | 2,530 | 3 Bed | 3 |
| 11/28/12 | \$1,437,500 | Riverwalk | 27900 Riverwalk Way | 4,166 | 3+Den | 4.5 |
| 11/21/12 | \$620,000 | Esperia South | 4951 Bonita Bay Blvd., #2204 | 2,102 | 2+Den | 2.5 |



Bridge Lesson

PUT A LID ON IT – PART 1

LET'S REVIEW RESPONDER'S BIDDING with a minimum hand from what might be a new viewpoint. Even though you would like to tell opener about your exact distribution, you have certain constraints on your bidding when you hold a minimum hand of 6 to about 10 points. After an opening bid of one of a suit, responder must proceed with caution. The primary concern is to keep the bidding at a safe low level. The easiest way for responder to do this is to set up a barrier, which cannot be passed without an excellent excuse. Responder must “put a lid on it.”

For a minimum responder, the barrier or lid is usually 1NT. Responding 1NT or one of any suit is fair game as long as it accurately describes your hand. Bids of new suits beyond 1NT are not allowed. The only exception to this rule is that a minimum responder can raise opener's suit to the two level to show a fit; it's okay to bid an *old* suit at the two level but not a *new* suit.

Let's apply this rule with Hands 1-4 where partner opens 1♦ and the next player passes. Decide your bid on each hand before reading the answers below.

- 1) ♠ QJ97 ♥ KJ64 ♦ J72 ♣ 104
- 2) ♠ QJ9 ♥ K83 ♦ 1094 ♣ QJ76
- 3) ♠ 5 ♥ K53 ♦ 542 ♣ QJ9763
- 4) ♠ 76 ♥ Q43 ♦ KJ976 ♣ 765

Hand 1 responds 1♥. It's safe to introduce a new suit on the one level. Bid up the line with two four-card suits.

Hand 2 responds 1NT, a comfortable bid with your balanced distribution.

Hand 3 also responds 1NT – not so comfortable this time. Even though a 2♣ response might feel better, it bypasses the barrier of 1NT that we set up for a minimum responding hand. Bidding 2♣ misleads partner about your strength and the auction could easily get too high.

Hand 4 can raise partner's suit to 2♦. This appears to be bypassing the 1NT barrier we set up for a minimum responder but recall that the barrier is for bidding new suits, not old suits. Not only can a minimum responder afford to bid an old (previously bid) suit at the two level, **an immediate raise of opener's suit to the two level describes a minimum 6 to 10-point responding hand with a fit.** You have enough diamonds to guarantee a fit even if partner has only three diamonds.

Many of you might have gotten all of the above examples right, but you might not realize that the same barrier or lid is still in place for responder's second bid. Assuming that opener's second bid has not promised any extra strength, our rule doesn't change – **a minimum responder can only bypass 1NT when bidding an old suit at the two level.**

On Hands 5 through 7, the opponents are silent and your bidding has proceeded:

| Partner | You |
|---------|-----|
| 1♦ | 1♥ |
| 1♠ | ? |

Opener's 1♠ rebid could be made with a dead-minimum opening hand. Decide your rebid as responder and remember to put a lid on it.

- 5) ♠ 76 ♥ K974 ♦ J3 ♣ Q9765
- 6) ♠ 76 ♥ KQ9865 ♦ J3 ♣ 952
- 7) ♠ K762 ♥ AJ75 ♦ 63 ♣ 962

Consider your alternatives with Hand 5. Partner's 1♠ bid does not show any extra strength but promises only four spades. Even though most new suit bids by opener are not forcing, it would be foolish to pass 1♠ when the opponents have more spades than your side has! The same is true in diamonds because partner could have only four diamonds. You didn't bid clubs the first time because a 2♣ bid was beyond the barrier we set for a minimum hand and it still is. Rebid 1NT.

Hand 6 can rebid 2♥. It's past 1NT but is an old suit at the two level, a permissible bid with a minimum hand.

Hand 7 can raise to 2♠. You might have considered passing 1♠ but partner could have as much as 18 points – just under a jump shift – so you could still have a game. There's no danger of a 2♠ rebid misleading partner. The bid of an old suit at the two level shows minimum strength.

Sometimes opener's rebid has already taken the auction past responder's lid of 1NT. Unless opener's rebid showed more than a minimum opening hand, responder's top priority is still to keep the bidding low. **When the bidding has already bypassed 1NT but opener hasn't shown extra values, the only permissible rebids for a minimum responder are two of an old suit or pass.**

On Hands 8 through 11, the opponents are silent and your bidding has proceeded:

| Partner | You |
|---------|-----|
| 1♥ | 1♠ |
| 2♦ | ? |

What is your second bid? Remember your lid.

- 8) ♠ KJ74 ♥ Q3 ♦ 96 ♣ J10875
- 9) ♠ KJ10975 ♥ 7 ♦ Q9 ♣ J976
- 10) ♠ K7543 ♥ 96 ♦ J7 ♣ QJ74
- 11) ♠ K976 ♥ 7 ♦ J32 ♣ K9764

With Hand 8, take partner back to 2♥. Opener's rebid of a new suit on the two-level tends to show an unbalanced hand. Here opener has shown five hearts and four diamonds. A 2NT rebid is past a minimum responder's lid. When opener shows length in two suits, responder often must *take a preference* between those suits. Choose the least of evils – the best trump suit even if there is not a real eight-card fit. The seven-card heart fit you have is the next best thing.

Hand 9 can rebid 2♠, an old suit at the two level. Your six-card suit is likely to be your side's best trump suit even if partner has a singleton. Be ready to hear partner pass; that's what a minimum opener should do (and that's why you need a six-card suit to rebid a suit that partner has not supported).

continued on page 55



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National Geographic and International Copyright Litigation

By Jim Davis, Hidden Harbor

(Editors Note: The National Geographic Society was incorporated in January 1888 with the first magazine printed in October. It is now beginning its 125th year of publishing.)

IN 1980 WILBUR E. GARRETT, editor of the *National Geographic* magazine, arrived at his office to a surprise . . . on his desk were two fake copies of the *National Geographic*, one in Chinese, the other in Spanish. Both covers carried the *Geographic's* famous yellow border. Both contained poor-quality reproductions of *Geographic* photographs and poor translations of *Geographic* stories, all on poor quality paper. The copies were sent by a *Geographic* subscriber who "wondered what was going on. Were these really NGS products?" Garrett responded noting that the *Geographic* was published only in English . . . these were unauthorized foreign-language "knock-offs."

Over the years, off-shore publishers had sought rights to publish the *Geographic* in other languages. NGS refused. That changed in 1995 after international litigations I headed up in 1980-83. Today the *Geographic* is published in 34 languages with world-wide circulation of nine million copies per month and 50 million monthly readers. How that came about is a fascinating story.

* * * * *

Garrett sent the fake copies to Edwin (Ed) Snider, NGS general counsel. Snider sent them to me. I was international trademark and copyright counsel for NGS. I told Ed we had a clear case of trademark and copyright infringement worldwide. Problem was where to bring lawsuits and how to enforce judgments.

In early 1980, I met with Ed and Gilbert (Gil) Grosvenor, president of NGS, in Gil's sumptuous offices on the top floor of the new NGS building in Washington. Gil was adamant about stopping the piracy. We settled on a strategy . . . sue the pirates and their distributors in the U.S. and in their home countries under NGS foreign trademarks and copyrights. Pre-lawsuit investigations proved fruitful. We located booksellers in Los Angeles and Washington, D.C. which were importing the Spanish-language version from Mexico City. We never located a Chinese version in the U.S.

On July 9, 1980, we filed suit in Washington federal district court against the Mexicans. We then went to Mexico City, Tokyo, Taipei, Hong Kong and Macao to follow up on the publishers' home grounds.

The Chinese Pirates

In Taipei, Tokyo and Hong Kong, we discovered that the Chinese version was published in Taipei, distributed throughout Taiwan and distributed into mainland China through Hong Kong. We filed lawsuits in Taiwan and Hong Kong. Our Taiwanese lawyers told us candidly it would be a slow tough road in the Taiwanese courts.

Mainland China was another matter altogether. Though China and the U.S. established diplomatic relations on January 1, 1979, China's legal system was not yet easily available to us. Furthermore, meaningful relief was nearly impossible . . . China historically

ignored intellectual property laws. Hong Kong shipping records showed China to be a growing market for the *Geographic*. We concluded our only hope was to strike at the heart of the problem . . . the publisher in Taipei.

We got lucky. Our lawyers in Taiwan, Hong Kong and Tokyo all "knew the territory" when dealing with Taiwan. They advised we pursue diplomatic rather than legal channels. Taiwan's very existence depended on U.S. military and commercial support. It would not set well with the Taiwanese government to discover a rogue publisher in their midst flagrantly stealing from a venerable American institution. So we opened contacts through the U.S. State Department. Within a few months, the Taiwanese publisher agreed to take the yellow border off its magazine and not copy material from the *Geographic*.

The system worked.

* * * * *

The Mexican Pirates

Mexico was more complicated.

The Mexican publisher was 3A Editores, S.A. whose president was 42-year-old Arturo A. Ampudia. Ampudia was a reputed swashbuckler . . . handsome, flashy dresser, socialite and heavy into publishing "skin" magazines including Mexico's leading *Caballero*. In 1975, he introduced his pirate look-alike *Geographic*, *Geografia Univeral*, at a sumptuous champagne cocktail party in Mexico City for advertisers, scientists, journalists and publishers, calling it, in classic understatement, "similar in format to the *National Geographic*." According to the Mexican press, a toast was offered "with Calvine champagne and St. Emillion wines." Soon thereafter he had about 5,000 subscribers.

Then on March 7, 1977, he met Gil Grosvenor in Washington seeking a Spanish-language publishing license, apparently believing "better late than never." Noting that Ampudia's magazine was a "low quality illegal rip-off" of the *Geographic*, Gil said "No."

Undeterred, Ampudia ploughed forward. To expand, he raised \$800,000 from Eduardo Legorreta, a leading Mexican banker; Rodolfo Wasksman, VP of TV network giant Televisa; Augustin Barrios Gomez, Mexico's leading TV commentator who was also Mexico's Ambassador to Canada and Manuel Rodriguez, head of Mexico's tax policy commission. 3A Editores had no presence in the U.S. other than shipping pirated *Geographics*. It meant that to sue in a U.S. court, 3A Editores and Ampudia had to be served with legal papers through international protocols. We served them both in Mexico City in July 1980.

Ampudia ignored the legal papers. Rather he wrote to Grosvenor asserting no U.S. court could touch him. Nevertheless, through Mexico's American ambassador in Washington, Ampudia requested a "meeting with Grosvenor in Washington" to "discuss matters." I told Gil this was a "godsend." If Ampudia came to Washington voluntarily, we could serve him with the U.S. court papers thus establishing personal jurisdiction over him and his company.

continued on page 46



The Seasoned Traveler **GUIDE TO RIVER CRUISING**

YES, RIVER CRUISES are very relaxing! Yes, river cruises also include all your meals! Yes, there is a shore excursion included each day! What more do you need to know? Lots!

River cruises usually carry under 200 passengers. That's why they sell out so quickly. They usually have 3 decks, appropriately called upper, middle and lower. Accommodations are quite different from ocean cruises. River cruises in general do not offer balconies. However, there are also many new ships operating on the European rivers that do offer balconies and suites. These are the most expensive staterooms on the ship and are often quite a bit larger.

The next category is what is called a French Balcony. While not a true balcony, these offer floor to ceiling doors that open for fresh air, lots of light and atmosphere. (Of course there is a railing or plexi-glass barrier to keep you from walking out to nothing!)

The last category of stateroom is the lowest priced and on the lowest deck. These staterooms offer only a small window that is usually about 5 feet off the floor, requiring you to stand up to look out. Staterooms feature all the amenities of the larger ocean ships – state-of-the-art private bathrooms with appropriate toiletries, desk or dresser, queen or twin beds, beautiful lighting, nice closets, TV's and storage areas.



Activities are also very different. Remember, this is a **RELAXING** river cruise. There are no casinos, no big lounges with Broadway-style entertainment, no sports areas (possibly a pool or whirlpool depending on the ship), no selection of specialty restaurants – although the food is excellent; and no choice of dining times ... everyone eats in the same dining room at the same time. Some cruises are offering free wine, beer and sodas during lunch and dinner. Check the details when you reserve.


They do have a card/game room, perhaps a library, a small lounge with possibly a piano player and some nights they bring on local entertainment. The newer ships have an additional lounge on the upper deck; there is an observation area and a computer terminal area. Most have some type of gym, although nothing elaborate. There are very small gift shops ... sometimes just a cabinet with sample t-shirts! Most offer complimentary internet service; laundry service is available.

Shore excursions are included each day. That means one excursion is free each day. You may decide that you want a different tour, and it may be offered for an additional cost, but that is your choice. Itineraries are fabulous! With many European rivers only available to these smaller ships, you will see little towns and areas that you never heard of and experience life as a native! Unlike ocean cruises, it usually does not matter if you are on the port or starboard side of the ship. The scenery is beautiful on both sides! Of course, that's the fun of traveling! Be sure your agent helps you with the right rivers and the correct accommodations for your tastes.

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Restaurant Review

Breaking Bread with Judy Mazukelli, Bayview II

ALEXANDER'S

Many evenings, you may have a desire or need to dine early. Thus, I am showcasing two of our area's chef-owned and operated restaurants serving fantastic "early dining" meals.

Alexander's, on US 41 in Naples, offers dinner in their charming dining room or on the garden patio. The "Prix Fixe" (\$20.95) three-course meal starts with a choice of house salad, Caesar salad or soup of the day—a parsnip butternut squash bisque (outstanding). These are followed by a weekly selection of five entrees and a luscious dessert. A complimentary glass of wine or beer is also served with these meals!

Several members in our group chose a specialty of the restaurant—seafood risotto—comprised of mussels, scallops and shrimp sautéed in white wine, lemon and fresh herbs. This is served with a luscious creamy risotto.

All the others in our party chose Alexander's famous macadamia nut-crusted grouper. Alex, the owner-chef, prepares this with a mango beurre-blanc. Wonderful! Wonderful!

A perfect finale to our meal was warm bread pudding accented with caramel sauce and whipped cream. Early dining is 5-6:15 pm.

Located at: 4077 Tamiami Trail North.
239-262-4999

CAFÉ FIGARO

Tucked away behind Walgreen's on US 41 near Wiggins Pass Rd. is Café Figaro. Recently we dined with friends at this cozy bistro before seeing a movie. After being seated, we were immediately greeted by our friendly and accommodating waiter, Nick. He quickly brought to the table one of South Florida's first-rate breads served warm and crispy. What a treat for four Chicago bread fans!

The "early dining" menu, an excellent value for \$15.99, is served with a well chilled Caesar salad, scalloped potatoes and fresh steamed vegetables. We were offered an ample variety of entrees including seafood, poultry and meat.

Each of our party of four chose different dishes for the main course. My selection was chicken "Figaro"—a tender boneless chicken breast layered with prosciutto, fontina cheese and topped with a mushroom demi-glaze. My companions picked various seafood entrees. My husband's pan-seared grouper was prepared with remoulade sauce. This fresh fish was seasoned well and not overpowered by the sauce. I will definitely order grouper on my next visit.

Our friends were both in the mood for pasta. Sara, a gourmet cook,

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Judy Underwood, Allied ASID & Cliff Welles, ASID
Portfolio: GulfCoast.DecoratingDen.com

chose lobster ravioli in a delicious vodka sauce. She raved about this dish which was superbly cooked al dente.

Lastly, her husband decided on shrimp scampi and linguini pasta in a garlic aioli sauce—a traditional Italian meal. The portions of our dinners were quite generous.

An added bonus during Café Figaro's "early dining" seating is happy hour (4-6 pm)—all beers and wines by the glass are 2 for 1!

Located at: 13570 Tamiami Trail North. 239-594-2000

You should definitely consider Alexander's Restaurant and Café Figaro for an early dinner. Both restaurants serve wine and beer only, no hard liquor.



Superior Interiors **ACCENT PRONE**

SO, WHAT IS 'ACCENT FURNITURE' ...
and what can it mean in your home décor?

Clearly, accent furniture suffers from an identity crisis as it is frequently lumped into the 'occasional furniture' category. But accent is definitely NOT occasional – never has been, never will be.

Accent furniture celebrates individualism. It doesn't want to match and is contemptuous of hanging about in sets or suites of furniture. It stands apart, not in pairs. This individualistic trait distinguishes accent from occasional furniture, which is designed to blend in and match. Occasional is typically plural, as in two end tables, a cocktail table and a sofa table that match or a suite of bedroom furniture, all detailed and finished exactly alike. Accent pieces exist to break up this monotony by adding that hot spot where there is none.

When carefully selected, the perfect piece can create bright and interesting spots in every room of the home. The category



includes chests, tables, benches, chairs, console cabinets, secretaries, wine cabinets, headboards and etageres.

Accent furniture definitely commands attention and usually is THE focal point in any room. Often colorful, these pieces can be hand painted or crafted from exotic woods, fossil stones, sea grasses, various metals, hammered copper, glass, acrylic, driftwood, tiles, animal skins or reclaimed woods. At last month's International Home Furnishings Market in Highpoint, we saw many accent tables actually upholstered in fabrics, leathers and shark skin. Most every furniture showroom we visited offered an extensive array of accent pieces—unique, fun and functional.

If there are rooms in our homes that haven't changed in years, that still function well but don't excite, maybe it's time for a fabulous accent piece to liven things up a bit. Become prone to accents!

For complimentary design services, please call 239.948.9779.

*By Judy Underwood, Allied ASID
Decorating Den Interiors of Bonita Springs
www.GulfCoast.DecoratingDen.com*

(Editors Note: Judy Underwood owns and operates Decorating Den Interiors studios in both Bonita Springs and Sanibel. She and partner Cliff Welles, ASID will again offer two decorating workshops this season exclusively to Bonita Bay residents January 7 and February 15. Contact the BBCA for more information.)

Cutest Dog in Bonita Bay



The cutest dog for January is Gucci who happily lives with Sharyn and Joe Castrogiovanni in Tavira. Gucci wins a \$50 gift certificate from Happy Tails Pet Salon conveniently located at 26251 S. Tamiami Trail (directly across from Bonita Bay), 239-948-7300. If you would like to nominate your dog as "Cutest Dog in Bonita Bay," please submit a photo to BayWatchNews@aol.com by January 10 to be published in the February issue of *Bay Watch News*.

(Editors Note: Winner is selected by an independent judge.)

COMMUNITY CALENDAR

New Year's Day

January 1 – Happy New Year

Safe Boating Programs

January 9 and 10 – Bonita Bay Marina

Safety Checks. 20-minute inspections to determine if vessels comply with federal and state safety requirements, including life jackets, visual distress signals, navigation lights, and sound producing devices.

January 16 and 17 – Bonita Bay Marina 9-11 a.m.

Safe Boating Course. Suddenly in Command is a two-day, four-hour course for first mates who would operate a vessel if the captain is incapacitated. Suggested donation of \$30 per student.

Both programs are offered by Flotilla 96, the United States Coast Guard Auxiliary Unit. Contact the Bonita Bay Marina for more information at 495-3222.

Habitat for Humanity

January 5 – 8:30 a.m.

The Bonita Bay Nail Pounders will be raising the walls on a brand new home located at 26680 Arrow Ct. in Renaissance at Rosemary Park in Bonita Springs. Interested in helping Habitat to provide decent, affordable homes to people in need so they may build better lives for their families? Call (239) 652-1684, email volcor@habitat4humanity.org or visit www.habitat4humanity.org.

Bonita Springs National Art Festival

January 12-13 – 10 a.m.-5 p.m. – The Promenade

The Center for the Arts of Bonita Springs fine arts/crafts event features artwork of 211 national and international artists in this juried art show. View and buy artworks directly from the artists who produce the work. Paintings, glass, jewelry, clay works, photography, sculpture, wood and more.

Book Signing – Jack Grout: A Legacy in Golf

January 16 – DuFrane Jewellers, 8200 Health Center Boulevard (Next to Chops in Bonita Springs)

Barbara DuFrane will be sponsoring this event to promote the book written by Dick Grout (brother of Bonita Bay residents John Grout, Marina Isle and Ronnie Christman, Riviera).

(Editors Note: See the February issue of Bay Watch News to read a feature story about this legendary instructor – Jack Grout)

The Bonita Springs Historical Society 2013 Speakers Series

January 18 – 7:00 p.m.

For more information, see article on page 36.

SAVE THE DATE

Hearts of Hope Garden Party

February 16 – 5-8:30 p.m. – Hyatt Regency Coconut Point

2nd Annual Pancreatic Cancer Walk

February 23 – 8 a.m. check-in; 9 a.m. walk, Lakes Regional Park, Fort Myers

17th Annual Susan G. Komen Event

February 25 - Luncheon at BB Club followed by Duplicate Bridge and Mah Jongg

February 26 - Ladies Golf Tournament, Cocktail Party and Silent Auction

March 1 – 5K Walk

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A native of Erie, PA, Dr. Golumbic graduated with honors from Penn State University and Temple University Dental School.

Dr. Golumbic enjoys all aspects of general dentistry. His areas of expertise are crowns, bridges, implant restoration and aesthetic bonding. Dr. Golumbic has incorporated the most advanced technology, including laser therapy, and computer digital X-rays which reduce exposure to radiation by over 90 percent.



The practice is run as a partnership. Together Dr. and Mrs. Golumbic (Lizzie) take the time needed to get to know their patients. They listen to their patients' concerns. Their caring approach, together with their years of experience and good clinical judgements set them apart in their field.

Burt and Lizzie have met so many lovely residents of Bonita Bay. It is so wonderful to have many of them as "our dental family of patients."

Burton P. Golumbic, DDS

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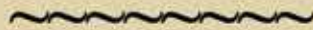
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Food and Wine Pairing

By Lana Novak, Certified Sommelier, Estancia
Recipe by Valerie Gorman, Anchorage

Spanish Paella

2 tbls. olive oil, plus more if needed

2 whole chicken breasts cut into bite size pieces

6 oz. chorizo or kielbasa (sausage)

1/2 spanish onion

2 cloves garlic

1 green pepper (chopped)

16 oz. can tomatoes

1/2 cup wine

2 cups arborio rice

2 cups chicken broth

4 oz. green beans (cut into 1 inch pieces) or asparagus

Salt to taste

2 lb. shrimp

16 little neck clams washed and drained

1 pinch saffron threads

4 sprigs cilantro for garnish

Preheat oven to 350°. Heat oil in ovenproof pan. Add seasoned chicken until brown (8 minutes). Add sausage. When brown, remove chicken and sausage. Stir in onion until translucent. Add chopped garlic, stir in green pepper, add tomatoes and 1/2 cup of wine and saffron. Wait until most of the liquid has evaporated. Add 2 cups of rice, 2 cups chicken broth and stir for five minutes. Add green beans, chicken, sausage and stir for five minutes. Salt to taste. Place in oven for 20 minutes. Add shrimp for 5 minutes. (I don't use the clams.)

Serves eight. Everything up to saffron can be done a day ahead of time. I would serve two or three tapas prior to the meal choosing among:

Nuts, Boars Head cheese roll, artichoke and parm dip, guacamole, pita chips, stuffed tomatoes, spanish olives, gazpacho, ham croquettes, figs

Dessert is always flan!



The hottest parties in BB this fall were the “paella parties” that kept popping up all over the neighborhoods. That makes the paella recipe that Valerie submitted most timely. Spain’s most popular dish originated in Valencia in the Eighth Century. Named for the shallow two-handed pan that it is traditionally prepared in, paella has many versions and diverse regional recipes.

Since Valerie’s delicious recipe has both seafood and meat in it, there is a myriad of possible wine pairings. If you would like to highlight the shellfish (instead of the meat), dry, white wines from Rioja are well suited. I checked out Fresh Market’s selection of Spanish wines and found both a white and red Marques de Caceres and a Lagar de Bouza Albarino for \$14.99. For me, the minute I add saffron to rice, I immediately go to rosés. They are so versatile and would

complement both the seafood and meat in the paella. TFM had two rosés: the 2011 Sofia by Francis Coppola from California and the 2011 Candide from Spain. Both are dry and crisp and under \$15. These are not your mother’s sweet white Zinfandel!

Red wines show off the meat and sausage in the paella. I saw a lot of excellent reasonably priced Spanish reds like the 2009 old vines Antteca Garnacha for \$17.99, the highly rated ’07Aljibes for \$20.99, and the ’05 Valduero Reserva for \$38.99. There were some fun bottles like the Garnacha de Fuego for \$8.49 and Red Guitar, a Grenache and Tempranillo blend, for \$10.99. While wines of all colors—white, pink or red—work with the various flavors and textures of paella, the wines that partner best are fruity and have soft tannins. Save the tannic full bodied wines for another day as they will turn bitter and clash with the shellfish.

The assortment of tapas before the meal is so varied in flavor that instead of trying to pair one wine with each, try the Spanish drink sherry or Cava, which is a sparkling wine. The Freixenet Cordon Negro in the sexy black bottle and the Jaume Serra Cristalino Brut are both inexpensive sparklers. They are great alternatives to champagne for a celebration.

Grab a small bottle of dessert wine to go with the flan and you have a notable Spanish feast or a great dish to serve to guests in the New Year!

Share your favorite recipe by submitting it to BayWatchNews@aol.com.

Happy holidays!



Living Wills

"To everything there is a season...a time to be born and a time to die." (Ecclesiastes 3:1-2)

LIVING WILLS ARE WRITTEN DOCUMENTS

utilized by individuals to direct their medical treatment should they lose capacity. They came into being in the 1970s in response to the medico-legal chaos that was occurring with the advent of rapid advances in medical technology. Such advances introduced dilemmas of ethics into the practice of medicine. The "time to die" had become a complex issue in which medicine found itself in a precarious position on whether the new advanced treatment was prolonging life and producing a benefit for the patient, or whether the treatment was prolonging the process of dying and producing a burden for the patient.

Living wills represent the gold standard in respecting an individual's autonomy, for individuals who have lost decision-making capacity, in making personal health care decisions. The concept of living wills is supported by most people; however, as of 2009, only 20% of adult Americans have completed a living will. By such acts of omission, some Americans will end their lives, not at home with their families, but in institutions having their process of dying prolonged against their will.

Legal History of Living Wills

There are two landmark court cases that have led to the type of living will that is in use today. The first case was the case of Karen Ann Quinlan. At age 22, Karen was hospitalized after she ceased breathing in New Jersey. She was placed on a respirator, and diagnosed as being in a persistent vegetative state. The family

reconciled themselves to her impending death. Karen's father sought to be appointed as her guardian and to be given judicial authority to withdraw her from the respirator. The Quinlan family was opposed by her doctors, the hospital and the State of New Jersey. Based on the right of privacy, the Supreme Court of the State of New Jersey sided with the Quinlan family, giving Karen's father the right to have the respirator removed. This was the first time that a court had recognized the right of an individual to refuse medical care.

The second case was the case of Nancy Cruzan. At age 25, Nancy was hospitalized following a car accident in Missouri in 1983. She was placed on life support and diagnosed as being in a persistent vegetative state. Nancy's family also reconciled themselves to the fact that Nancy would never recover and petitioned the District Court to be given permission to remove Nancy from life support. The District Court decided to grant such permission to Nancy's family. The State of Missouri, however, had a Living Will Statute that said that evidence of an individual's wishes to be removed from life support needed to be "clear and convincing." Based on this statute, the Missouri Supreme Court reversed the decision of the lower court, revoking permission to have Nancy removed from life support. In 1990, this case reached the United States Supreme Court and this court upheld the decision of the Missouri Supreme Court. This case established the need for a living will that provides clear and convincing evidence of an individual's wishes regarding end-of-life care.

Types of Living Wills

1. Living Will – A written document that provides clear and convincing evidence of an individual's wishes regarding end-of-life care.
2. Healthcare Proxy – A written document in which an individual appoints a specific person, the health care proxy, to direct their medical care upon the loss of capacity. This document is also called a Durable Healthcare Power of Attorney.
3. Advance Directive – Living Will + Healthcare Proxy.

Primary Issues to be Addressed in a Living Will

1. Treatments that are desired
2. Treatments that are refused
3. When does the Living Will take affect?
4. Is a Healthcare Proxy to be appointed?

The following treatments are the most important treatments about which decisions must be made:

1. Cardiac resuscitation
2. Mechanical respiration
3. Artificial nutrition and hydration
4. Antibiotics
5. Maximum narcotic pain relief

As the use of narcotic pain medication can hasten death, an individual must make a decision about whether he/she wants maximum pain relief even if hastens one's death. If an individual does want maximum pain relief, then one can use the following phrase: "I Do Want maximum pain relief, even if it hastens my death."



The Bay House
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Secondary Issues to be Addressed in a Living Will

1. Does the Living Will follow across state borders?
2. Does the Living Will apply at home if EMS comes?
3. What hospital should be used?
4. What doctor should be consulted?
5. What minister should be consulted?
6. What attorney should be consulted?

Upon completing a Living Will, an individual should take the following actions:

1. Share his/her wishes about end-of-life care with the appointed healthcare proxy.
2. The individual should also appoint a back-up healthcare proxy, and share his/her wishes about end-of-life care with the back-up proxy.
3. Have the Living Will notarized.
4. Give a copy of the Living Will to all healthcare proxies, the doctor, hospital, minister and attorney.

*Alexander J. Schloss, DDS, MS (Bioethics)
Assistant Clinical Professor,
New York University College of Dentistry*

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Playing by the Rules

*By Eric DeFrain, Montara
Certified Rules Official for the Florida State Golf Association*

Bonita Bay Golf - Playing By the Rules

“Playing the ball as it lies” is a fundamental principle in the game of golf. Rule 28 (Ball Unplayable) allows a player to choose another lie, including replaying from the spot of the prior shot - **subject to a one-stroke penalty**. This rule often is misunderstood because a player may declare a ball unplayable even if no hindrance or difficulty exists and the ball can be easily played.

Let’s look at a few of the requirements related to this rule:

- A player may declare the ball unplayable at any place on the course, **other than in a water hazard** (area marked by red or yellow stakes/lines).
- A one-stroke penalty is assessed.
- The player may play the next shot by dropping a ball at one of the following three locations:
 - a. The spot where the ball was last played - this is referred to as “stroke and distance.”
 - b. Within two club lengths of where the ball lies, no closer to the hole. If the ball is in a bunker, it must remain in the bunker.
 - c. As far back as desired along an extension of a line drawn between the flagstick and the ball. Once again, if the ball is in the bunker it must remain in the bunker.

Here are some related situations and subtleties and how they are treated under this rule:

- If a player takes a drop under option (b) and the ball rolls into the same or similar condition, a redrop is not available without incurring another one-stroke penalty.
- If a player attempts a shot from a difficult lie and leaves the ball in the same or worse condition, a drop under option (a) is only available from the spot where the ball was last played - not from the original location before the player got into trouble.
- Under the above scenario, if the player does not have a good drop option under (b) or (c), multiple two-club drops (each drop subject to a one-stroke penalty) could become the player’s only option for finding a spot to play the ball.
- If a player hits a shot that remains in a tree, an unplayable ball may be declared if the ball is identified. If so, the ball under option (b) may be dropped within two clubs directly underneath where the ball was found. If the ball cannot be identified, the ball is considered “lost” and played from the spot of the previous shot subject to a one-stroke penalty.

Players often overlook the option and potential advantage of declaring a ball unplayable and playing the next shot from the previous spot - subject to a one stroke penalty. Let’s look at a couple of situations on the BB courses.

Congratulations!



Bonnie Speer beat the odds of making two holes-in-one in a single round of play on December 3 during an interclub match at Pelican’s Nest. She aced holes number 5 and 15 on the Hurricane Course. This was Bonnie’s first (and second) hole-in-one after playing golf for 55 years!

According to *Golf Digest*, the chance of achieving such a feat is 1 out of 162,562,500!

Situation 1 - Bay Island Hole 9

Flag is near the false front. Ball lies on the green five feet past the hole. The player’s putt rolls by the hole, catches the slope, rolls 30 feet down the hill into a tight lie. The player is now faced with a difficult shot to get the ball close with some risk of hitting the shot short and rolling back down the hill. Might taking an unplayable lie (stroke penalty) and returning the ball to the five-foot putt under option (a) be the best opportunity?

Situation 2 - Bay Island Hole 14

Good drive 50 yards from the back right flagstick. Player’s second shot is short and trickles into the bunker - decent lie but on a bit of a downslope. Difficult third shot to get out and close to flagstick - risk of leaving in bunker. Under unplayable options, the ball could be removed from the bunker and played from the spot of the last shot - subject to a one stroke penalty. This shot from the fairway might very well be the easier shot and offer the opportunity of getting the ball on the the green and closer to the hole.

If you have questions about this or other rules situations, please drop a line to: BayWatchLetters@aol.com – subj: Rules.



Five Steps to Jumpstart Your Financial Plan

JANUARY MARKS A FRESH START – the annual rush of year-end planning is in the rear view mirror, and 11 months stretch ahead until the next December rush begins. Though it may be easier to put planning on the back burner until the end of the year, the first quarter provides an excellent opportunity to be proactive about your plan. Below are five steps to stay ahead of the curve:

1) Your Year in Review

How was 2012 for you, really? Think about the past 12 months and write down what worked and what didn't. Perhaps there were areas that could have been smoother for you. Maybe you made changes in your portfolio that made you feel more confident about investing, or decided to reduce your monthly costs. Acknowledging the highs and lows of the previous year can help you to improve the year ahead, and pin point discussion items with your advisors.

2) Know Who's Who in Your Plan

Though your overall plan may not have changed, it's always a good idea to review your fiduciaries and beneficiaries. Documents drafted years ago may not be as up to date as you'd like, and life changes for those around you may not always trigger a change in your plan. A few examples:

- Remember that trust you created ten years ago? Do you remember whom you appointed as Trustee? Many smaller banks have been bought by larger institutions, and the Trustee you appointed from Small Town Bank may no longer exist. The friend you appointed as Successor Trustee on your grandchildren's trust may live on the opposite coast. See if your fiduciaries – executor, trustee, guardian, and attorney in fact – are up to date.
- One of your beneficiaries may have gone through a divorce or experienced financial difficulties that change the way you'd like them to receive their inheritance. Review your beneficiaries carefully to understand how they would receive assets, and confirm that you're comfortable with what you've set up.
- Another commonly overlooked area of planning is the designated beneficiary on retirement plans. Review your beneficiaries for all accounts to ensure they mirror your wishes.

3) How Many Eggs and in Which Baskets?

If you have a few small accounts in different places that you haven't exactly kept up with over the years, don't fret; you're not alone. Do try to review your statements to see whether it's a good idea to consolidate your accounts or change your asset allocation.

Call your financial planner and schedule a meeting to discuss the year ahead. Talk strategy and confirm that you are on the same page with your goals. What you wanted five years ago may have evolved over time. Spending some time with your planner without the end-of-the-year cloud hanging overhead can provide you with some valuable insight for the year ahead.

4) Great Plan, Better Execution

After you've reviewed your plan, be certain that it's being followed. If you have a Revocable Trust in place, check with your planning team to see if it should be funded now.

Check your calendar to see when various administrative items are due. Do you have a required minimum distribution from your IRA? If you have an Irrevocable Life Insurance Trust, do Crummey letters need to go out?

5) Tell the Story

Clear communication at the beginning of a plan can prevent problems in the future. Designate a place to keep your records, and schedule a date with your loved ones to tell them your goals for your plan. Give your family the contact information for your planning team, including your tax preparer, financial planner and attorney. Though it may be a difficult subject to broach, telling your family about your wishes in advance can bring peace of mind to everyone involved.

Following these five steps early on in the year while your hindsight from 2012 is fresh in your mind can change the tone of the year ahead. Gather your planning team this month for a review and proactive planning session to make 2013 smooth sailing.

By Emily Boothroyd, Financial Planning Specialist for Westport Resources (www.westportresources.com), an independent investment and financial planning firm headquartered in Westport, CT. The firm also has an office in Naples, FL: Westport Resources, Collier Place I, 3003 Tamiami Trail North, Suite 400 in Naples, FL 34103 239-249-8811 or 800-935-0222.

The information given in this article does not constitute legal or accounting advice or opinion and should not be relied upon for any planning purposes. It is provided solely and exclusively for general, nonspecific educational purposes. Additionally, the information given in this article is not meant to be a substitute for the services of a licensed attorney or tax professional in your state. You should consult with your local attorney or tax professional regarding your suitability for the techniques stated herein under your local laws.



Is Your Trust Flexible?

A TRUST CAN BE STRUCTURED to provide flexibility to address changed circumstances, even after a trust becomes irrevocable. "Irrevocable" does not have to be synonymous with "inflexible." Think about how things have changed over the last 12 years with 9-11, financial markets and elections. How have your family circumstances and relationships changed over the last decade?

Adding a power of appointment is an ideal way to incorporate flexibility into your trust documents. A power of appointment is an ability by a beneficiary to alter the ultimate disposition of assets that pass under an otherwise irrevocable trust. The degree of control and scope given a beneficiary under a power of appointment must be determined by the trust creator as not all powers of appointment are the same.

For example, a son may be given a power of appointment over a trust established for him by his mother. The mother may limit the power to alter the permissible beneficiaries only among the son's descendants in an effort to assure wealth stays within the family line. Alternatively, the mother may draft the power very broadly, allowing the son to appoint the remaining balance of his trust to one or more descendants, a spouse, a favorite charity or some other third party.

A beneficiary's exercise of a power of appointment requires affirmative written direction by the beneficiary. A power of appointment is exercised by the beneficiary through a provision in their Will, specifying the name of the trust, the type of power of appointment and the exact changes desired within the scope

of that power. If a power of appointment is not exercised, the disposition originally provided for by the creator of the irrevocable trust shall then occur.

Another example involves a husband who passes away and his revocable trust (which becomes irrevocable at his death) establishes a Family Trust and Marital Trust for the sole current benefit of his wife. Upon the wife's subsequent passing, the Family Trust and Marital Trust are distributed outright to the adult children. Circumstances could arise after the husband's death but while the wife is living whereby it would be preferable if the trust did not pass outright to a child. Suppose after the husband's death the child was subject to substantial claims from creditors or a divorcing spouse, had drug or alcohol problems or significant tax problems. If the trust gave the surviving wife a flexible power of appointment, she could exercise the power through her Will and provide that an otherwise outright distribution to the child would instead pass to a separate trust for the child to insulate the child from creditors or predators.

Or suppose after the husband's death, a son achieved a level of financial success whereby an outright transfer would simply increase assets in the son's federal taxable estate. A power of appointment given to the surviving wife could be exercised to bypass the son in favor of the grandchildren. Alternatively, the son's inheritance could be structured through the power of appointment in a flexible trust arrangement whereby the son could enjoy the benefits of the trust property during the child's life, but structured in such a way as to avoid federal estate taxes at the son's subsequent death.

The appropriate scope of the power of appointment must be considered to assure that its use is consistent with estate planning objectives. There are situations where a spouse has complete confidence in the other spouse, or in a child, and may give that family member the broadest power to specify the ultimate disposition of the trust, whether it be to descendants, charity or others. In other situations, the power of appointment must be limited and carefully tailored to reflect the precise wishes of the trust creator.

A power to appoint property among children and their respective spouses is sometimes desired. Such a power contemplates keeping property in the bloodline, but would permit assets to be distributed outright or in trust for the children's spouses. This could be beneficial in a situation where a son with young children dies after an irrevocable trust is created and now a daughter-in-law, who has really become more like a daughter, is taking care of the grandchildren. A power of appointment could be used to provide benefits to the daughter-in-law to assure she, as well as the grandchildren, are comfortable.

The world continues to change at a rapid pace and it is impossible to foresee decades down the road everything that may affect your objectives and your family. Properly drafted powers of appointment may allow your trust the flexibility to pass the test of time by providing a means to adapt to changed circumstances.

*David P. Browne, P.A.
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The Dentist Chair **ANTIBIOTIC USE IN CHILDREN**

By Jim Papandrea, DDS, Woodlake

DENTISTRY, LIKE MANY FIELDS of medicine, has been accused of over-using antibiotics in children. This article is designed to help you understand what is really going on.

An overuse of antibiotics in anyone can result in antibiotic-resistance; it can also cause an allergic reaction that can be very serious.

Recently, in a study by the ADA (American Dental Association), 154 dentists were surveyed on their use of antibiotics in children. About 30% of those surveyed were Pedodontists (children's dentists). The survey showed that an alarming percentage of dentists do not follow the recommended guidelines for prescribing antibiotics to children. Even though dentists only write about 10% of all the prescriptions written in the US, it is still important to know what these drugs are for and are they necessary.

In the survey, dentists were asked questions on when and how they would prescribe antibiotics based on hypothetical cases. Would they give antibiotics for swelling, fever, pain and/or pathology (e.g., radiographic evidence of an

abscess) or any combination of these? Unfortunately, they did not do well. Only 25% of the dentists responded within the guidelines and when asked if they would prescribe antibiotics over the phone (without seeing the patient), most indicated they would. This again is not in line with the guidelines of the ADA.

These guidelines become very difficult to follow when a parent calls the dentist's office and demands antibiotics immediately. The famous "I can't come in right now, I'm busy" or "I have other children to take care of" makes it difficult to say no. Ideally, you always want to see the patient. An x-ray (contrary to what some people believe) is a must in diagnosing proper treatment. The dentist is not "just trying to make money". Seeing the swelling is more important for him or her than a parent looking into the child's mouth and telling you "I think it's swollen? Please help."

When I was in practice I never gave pain pills over the phone because drug addicts would call asking for them for their children and then use them for themselves. I must admit though that prescribing antibiotics over the phone to

continued on page 42

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Tilly and Me *continued from page 1*

Among Tillinghast's most notable courses are Winged Foot (West and East - 1923), Baltusrol (Upper and Lower - 1922), Bethpage Black (1936), San Francisco Golf Club (1915), Quaker Ridge (1926), Ridgewood (1929), Somerset Hills (1917), and Baltimore Country Club (Five Farms East - 1926).

Pam Ytterberg of Woodlake is one of seven Tillinghast grandchildren. Her mother Elsie was the younger of two daughters born to Tilly and his wife Lillian. Though quite young when he died, Ytterberg remembers her grandfather through family stories and close personal moments.

"We called him Dadgan. He was a tweedy gentleman, and

necessitated. Family life was not important to him. It's that simple."

Tillinghast was born in Philadelphia in 1874, the only child of a wealthy Philadelphia couple -- born "with a gold spoon in his mouth" as Ytterberg puts it. He failed to graduate from any school he attended, and as a young man he hung out with a wild group of ne'er-do-wells called the Kelly Street Boys.

After marrying, and through his 20's, Tillinghast lived the idle life of a sportsman, playing cricket and cards, polo and golf. During this period, he travelled to Scotland several times, where he took lessons from and golfed with Old Tom Morris at St. Andrews and absorbed the classic golf course designs of the United Kingdom.



This photo of the pro at Scarborough CC and Pam Ytterberg in Toronto (one of 2 in Canada and one of Tilly's favorite courses) was taken in mid September when she was invited to play in honor of "Dadgan." "I was treated like royalty! You'd think I'd designed it

I remember him vividly because he was so enormous a presence," she says. "I used to sit on his lap. My brother Phil said it was scratchy, but I thought it was wonderful. He smoked cigars. He put Worcestershire sauce on his eggs, and he had a soft spot for girls.

"He had a silly side to him, too. When he visited our home in Rochester, MN, he would come down the stairs every morning, see me, put his finger in his cheek, make a popping noise, and ask, 'Where's Gust?' He was very clever. He made up words when he talked, even with adults."

But family life was far from idyllic. "Dadgan's ego was colossal. He was a very quick study and an 'expert' on everything. But he also had a dark side and a violent streak.

"He was a carouser, a drinker, a gambler, a womanizer and a binger. He married his wife when she was 16 because circumstances

Back in the United States, Tilly played competitive golf, participating in several U.S. Amateurs and two U.S. Opens. In 1904, he won the Philadelphia Open Championship and was named player of the year by *The Philadelphia Enquirer*. (Years later, Tillinghast quit playing golf abruptly when the USGA revoked his amateur standing because he made his living as a golf writer and golf course architect.)

Tillinghast was a prolific writer, producing hundreds of articles and columns for *The American Golfer* (under the pen name "Hazard"), *Country Club Life* and *Golf Illustrated*.

Ytterberg chuckles while recalling one column in particular. "Dadgan had seen Bobby Jones play at age 14, and wrote, 'Little Bobby Jones of Atlanta is a really fine player, and shows every indication of becoming a tremendously great one.'"




Never before published note from Dadgan (A.W. Tillinghast) to 4-year-old Pam Ytterberg dated 1937. Take note of self portrait on page 3 and a sketch of Pam on page 4 with a "Very Fancy Hair Ribbon."


PALMER HOUSE
CHICAGO

May 14th 1937

Dear Pam:

It has been suggested
that I write you a little letter.
Not a bad idea -

As you are wondering when
your Dadgan is coming back
to see you². Well as of these
fine days so you keep a
look-out for him and see that
Just behaves himself. 

Course I realize that you have
an aying sister as well as a
big brother to look after, too.
But don't let them get you
down.


I will ask you to give them my
love and these assorted
Kisses - (very special)

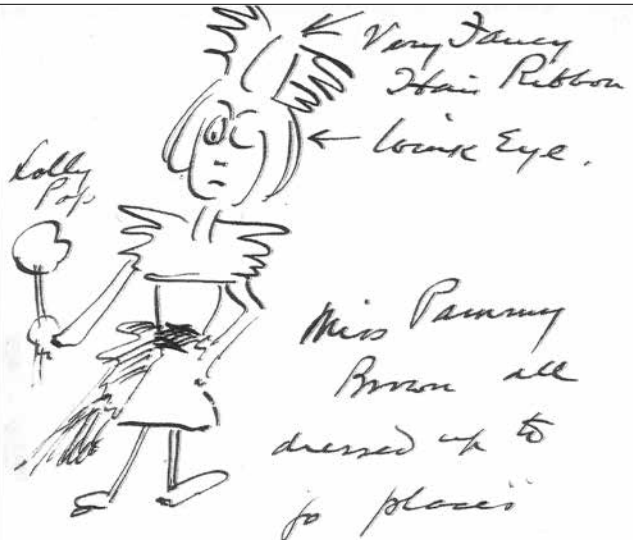


The last is a Big Snakey
one for everybody
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Maybe you would like my
latest picture - drawn by
a great artist.

And then again maybe
you won't. (Personally I don't
think it's so hot.) There is a
better one - next page - 



Miss Pammy
Brown all
dressed up to
go places

Love from
Dadgan

continued on page 60



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Hop Scotching Through History

THE BONITA SPRINGS HISTORICAL Society 2013 Speakers Series will lift the curtain on three fascinating periods of U.S. history, hopscotching from the Civil War to the Seminole and Miccosukee Indians to the American Revolution.

Friday, January 18, 7:00 p.m.

Mary Ann Bickerdyke was no “stand by your man” kind of woman. She was a mother, widow, botanic physician, Civil War nurse extraordinaire, and generally way ahead of her time. When a young Union physician wrote home to Galesburg, IL about the filthy, chaotic military hospitals at Cairo, IL, citizens collected \$500 worth of supplies and selected Bickerdyke to deliver them (no one else would go). Thus began the remarkable but little known story of Mary Bickerdyke.

During the war, she became chief of nursing under the command of General Ulysses S. Grant, and even he was reluctant to take her on. When disease and lack of sanitation were killing more soldiers than battle wounds, Bickerdyke went to work to combat these perils. She helped to set up field hospitals throughout the Western theater and tirelessly worked to improve medical and sanitation practices. When General William T. Sherman’s staff complained about the outspoken, insubordinate female nurse who consistently disregarded the army’s red tape and military procedures, the General threw up his hands and exclaimed, “She outranks me. I can’t do a thing in the world.” Bickerdyke ran roughshod over anyone who stood in the way of her duties, but was known affectionately to her “boys,” the grateful enlisted men, as “Mother” Bickerdyke.

Christine Wappes will bring Mother Bickerdyke to life at the Bonita Springs Lions Club. Ms. Wappes, originally from Indiana, is a retired elementary school teacher who has a passion history and acting. This promises to be a very interesting evening.

Friday, February 15, 7:00 p.m.

Few have a family story that touches history as vividly as Woody Hanson’s. During a time when North American Indians had no reason to trust white men, Woody’s grandfather Dr. Stanley Hanson became doctor, adviser, confidant to the Seminole and Miccosukee Indians of Southwest Florida. Known as the “White Medicine Man,” he cared for them when they were sick, helped them settle tribal disputes and offered advice and support when trouble arose between the conflicting cultures of Indian and white man. Dr. Hanson spoke their languages fluently and became recognized as the foremost authority in the country on the two tribes.



Woody Hanson has organized and preserved the family's collection of historical artifacts, stories and photographs that resulted from his grandfather's extraordinary relationship with these native peoples. Portions of the Hanson Family Archives are on loan to the University of Florida's Florida Museum of Natural History.

Mr. Hanson is father of five sons and a graduate of the University of Florida's business school and architectural program. He has designed and installed several exhibits pertaining to the history of Fort Myers, Lee County and the Seminole and Miccosukee Indians, including an exhibit currently on display at the Fort Myers/Regional Southwest Florida Airport.

Join us when this fifth generation Fort Myers native shares photos and stories about his remarkable grandfather and his unique relationship with the Seminole and Miccosukee Indians.

Friday, March 15 at 7:00 p.m.

Chaz Mena, who last season delighted the audience with his portrayal of Pedro Menendez, Admiral of the Spanish Main and father of St. Augustine, will return as Bernardo de Galvez in *Yo Solo*. Galvez, an unsung hero of the American Revolution, played a crucial role in victory over the British. A key ally of George Washington's, he wrested what we now call the Gulf States from the British; this paved the way for the final victory at Yorktown.

This important military victory over the British took place on May 9, 1781 when Galvez attacked Pensacola, the British capital of West Florida. The loss of both Mobile and Pensacola left the British without a base in the Gulf of Mexico. The importance of Galvez's campaign was that it denied the British the opportunity of encircling the American rebels from the south and kept open a vital conduit for supplies.

Chaz Mena is a highly acclaimed actor and scholar with a long list of television and theatre credits and has performed all over the country. As a result of the many roles he has played, he has become proficient in boxing, fencing and shooting. In addition he can perform in almost any accent that might be required. He received his MFA from Carnegie-Mellon. Currently he is teaching in the theater department of the New World School of Arts in Miami.

Chaz Mena will portray this illustrious Spaniard for a very special evening of history and entertainment, made possible by a grant from the Florida Humanities Council. In addition to performing *Yo Sol* before live audiences, Mena's performance has been taped by PBS for national distribution.

All Bonita Springs Historical Society Speakers Series presentations are free and open to the public and take place at the Lions Club of Bonita Springs, 10346 Pennsylvania Avenue (directly off Old 41).

For more information, call Jane Whitehead at 390-2092.



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Fly Fishing on a Russian Peninsula

By John Roberts, Anchorage

AS A COMMITTED and avid fly fisherman, and prompted by a fishing companion and old high school friend, I journeyed to the Kamchatka peninsula. Our party of four flew from Anchorage on Magadon Airlines which has since gone bankrupt. The plane was an old Soviet jet with broken seat backs and foul-smelling bathrooms. After a five-hour flight, we landed in Petropavlsk (PK), a city of about 200,000. The Russian customs agents were slow in processing a bunch of suspicious looking American fishermen and they held our passports until we departed a week later.

Kamchatka is a tear-dropped shaped peninsula coming off Siberia, north of Japan, about the size of California. Most of the population lives in PK, with the exception of a few isolated villages. PK is a poor city with most of the inhabitants living in rundown high rise apartment buildings. The rest of the peninsula is wilderness, with a single dirt road running down the middle. A helicopter, the only method of transportation available, delivered us to our fishing camp at Zendzur Lodge, about an hour from PK. In the distance were several active volcanoes; and we appreciated the opportunity to experience the Pacific ring of fire first hand.

The lodge was owned by Anatoli, a former KGB officer. It seemed Anatoli was now the proud owner of two helicopters, two fishing lodges and several accommodation facilities in PK and most probably other business enterprises, as he appeared to be quite well off compared to the other inhabitants. Behind Zendzur Lodge was a smoking volcano; the lodge had built a hut over a natural hot spring tub for guest use.

Fishing on the Zopanova River was amazing; it delivered up some of the most productive fly fishing ever. All five varieties of Pacific

salmon, rainbow trout up to 30 inches, and innumerable arctic char along with a species unique to Asia, the Asian spotted char known to the Russians as a Kinga, were present.

While wading the shoreline, we became wary of the many brown bear that inhabit this region as bear tracks were everywhere. Kamchatka possesses the largest brown bear population in the

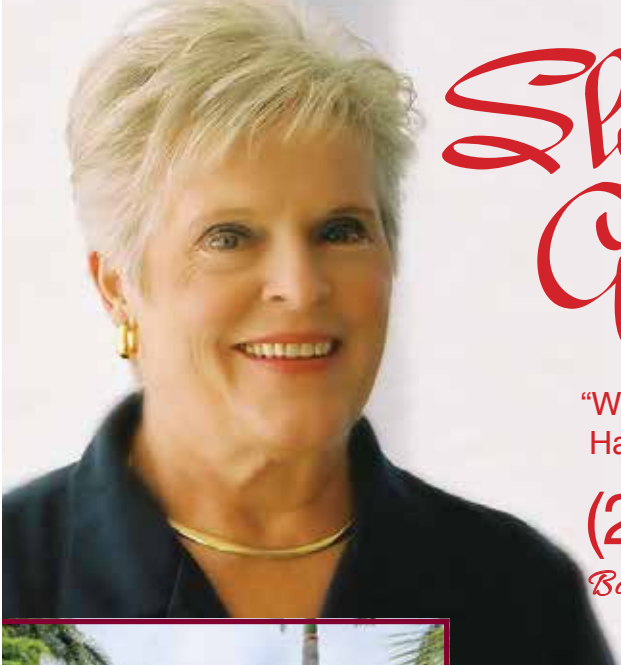
world. Large steel boats propelled by Yamaha jet-drive outboard motors moved us about the river. The Russian guides spoke very poor English but they knew the river well. Fishing was mostly wading the shore line and the many sand and gravel bars in the river. While traveling in our jet boat upstream, we spotted three bear cubs on a gravel bar waiting to follow their mother who had already crossed the river to the opposite bank. We motored closer to the cubs while the mother stood up on her hind limbs to check on us. Fortunately we were too far away or she most certainly would have charged us. Once we passed the cubs, they entered the stream to follow their mother.

The lodge was very comfortable and the food unique and delicious, prepared by Russian women. Unlimited local beer and vodka accompanied the table fare.

Weather in Kamchatka is similar to Alaska. There was no way a helicopter would have been allowed to fly in the mountainous terrain in the middle of our week as it was overcast and rainy with a low ceiling. Fortunately by the end of the week, the sky cleared and we were able to complete our journey.

This unusual and exciting trip is etched in my memory bank, and for a fly fisherman, it was Nirvana!





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Golf Instruction **THE BACKSWING**

DEVELOP A ROCK-SOLID BACKSWING



Ric Nalyd

Many years of playing the game competitively and teaching the swing have me convinced ... the golf swing is a reflex reaction to the set-up and sequence of motion applied by the body and arms. Anyone can develop an efficient set-up and most are able to initiate the proper sequences of the golf swing. Although some of us are hampered with and experience certain physical limitations, a good set-up and sequence of motion will lead to a better swing and an end result of better

ball striking and straighter golf shots at any level of player.

Start The Club Back

The first move away from the ball is absolutely essential. The hands, arms and chest must all begin together, as a unit. As the hands pass the right thigh, the arms should begin to rotate and swing upwards with the momentum of the arms and club creating a wrist hinge near the top of the backswing. Should

you manage the initial sequence of the unit well, you only have to complete the shoulder turn for a very competent backswing. It can be simple and it is possible to eliminate many of the complexities.

Checkpoint: The shaft, when half way through the backswing, should be horizontal to the ground, parallel to the ball-to-target line and the toe of the club pointing straight up.

Drill: To convey the ideal feel of a synchronized move away from the ball, take a normal stance and grip way down on a mid-iron so that the butt-end presses into your belly button. Turn chest until the shaft passes just a few inches outside your back foot ... no farther. Once you get the hang of it, alternate with a normal take-away, seeing if you can transfer that sensation of a unified turn.

Let the Wrists Set

It is essential to maintain a gentle grip pressure in the hands during the backswing. At the point where the left arm passes above the horizontal position, the wrists naturally begin to hinge thus creating the natural lift of the arms to the top and full leveraging capacity of the wrists.

Checkpoint: The shoulders should be turned a minimum 90 degrees and the club shaft is on plane ... the shaft should be horizontal to the ground, parallel to the ball-to-target line and



Dentist *continued from page 31*

give both parties time and start relief is something I would do. If a parent calls with good knowledge of symptoms (i.e. fever, swelling and pain), I would say yes to antibiotics, but if it is at all possible, I would want to see the patient.

This is sometimes called "defensive dentistry" when prescribing before seeing. Many dentists will be happy to meet you at their office (after hours) to make a better diagnosis. If they don't volunteer then ask them if they would. Put them on the spot because your child is hurting. Don't try to get through a whole night of misery because it is late. It is easy to criticize dentists, but, as always, there are more reasons then meet the eye when prescribing antibiotics. The best thing to do is to have a good preventive schedule for children. Get them used to seeing their dentist every six months; in an emergency...take them in as soon as possible.

So let's summarize when to expect antibiotics. Fever and swelling are symptoms we need to look at seriously and if pain exceeds what an analgesic (like aspirin) will remove then that too becomes a symptom to consider. Night time pain will increase if the child lies down, so keep the head higher then the body. Also let the doctor know if hot or cold affects the pain. Always know how many times antibiotics have been used for your children. Keep a written record of these prescriptions so you are aware of overuse.

Remember this column is also for questions you might have; so let us know what we can answer for you.

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the leading edge of the clubface matching the angle of the left arm and wrist.

Drill: Start with moving the club to approximately waist high in the follow-through and then let it fall back like a pendulum through the address position and the take-away checkpoints into a complete backswing; repeat fluidly several times. The running start gets the clubhead moving early and if you keep your hands and arms relaxed, you will feel your wrists cocking naturally in response to the weight and momentum of the club. Swinging two clubs or a training club and doing this drill with your eyes closed enhances the feel.

Coil to the Top

Assuming you have mastered the correct set-up and can sequence the unit tension-free, completing the backswing is only a matter of turning the shoulders to 90 degrees or more. You should feel an upper-body stretch at the top. Most of your weight should be pinned on the inside of the right foot. The right knee remains slightly flexed and considerable tension has built up in the right thigh. Focus on maintaining your momentum to the top and resisting the turn with your flexed right knee. Arriving at the top, strive to feel strong but relaxed.

Checkpoint: Using a mirror or, better yet, video record actual golf shots ... shoulders should be rotated a minimum of 90 degrees around your natural spine axis and your hands and arms have simply followed the torso's lead and momentum to the top with a full wrist hinge.

Drill: Get the feel of a solid, on-plane backswing in two moves: lay a club on the ground between a ball and your feet. Take your normal stance and without moving your arms, hinge your wrists until the club is precisely parallel to the shaft on the ground and horizontal to the ground then turn your shoulders 90 degrees or more to arrive at the top. Once there, check in a mirror that the wrists have hinged, the clubface is square, the club shaft is parallel to the target line and your spine hasn't changed from its original angle at address.

If you can successfully reach the positions described above you have achieved a very complete and efficient backswing. Finding that complete backswing position statically is one thing; arriving there in a natural, fluid way is another. Tension in the body, hands and arms at setup and during the takeaway will prevent the shoulders from fully turning, the arms from their natural rotation and lift and will limit wrist hinging. Tension is the number one provider of power and accuracy loss in even the most efficient of golf swings. Ever watch some of the best in the world struggle down the Sunday stretch in a Major?

*Ric Nalyd, PGA
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Ask Dr. Joe

Am I just having a “senior moment” or is it early Alzheimer’s disease?

IN MY INTERNAL MEDICINE practice, a patient or spouse’s concern regarding memory loss is very common, particularly in older individuals. As we all age it’s common to forget things occasionally, but at what point is misplacing your car keys, forgetting names, forgetting why you came into the room, forgetting the day of the week, considered old age or something worse? Old age can often result in memory loss, whereas mild to moderate Alzheimer’s disease can cause loss of cognition, which includes things like memory, understanding, communication and reasoning. Early or mild stage Alzheimer’s disease often includes getting lost, even in familiar places, having trouble carrying out tasks that require multiple steps like following a recipe, having difficulty performing some household chores, repeated difficulty remembering appointments, people’s names or things that have happened recently.

Many conditions and diseases may cause memory impairment (dementia) and may include medication side effects, chronic alcoholism, tumors or infections, Vitamin B12 deficiency and in some, thyroid, kidney or liver disorders. The two most common causes of dementia in older individuals are Alzheimer’s disease and vascular dementia which is caused by a series of strokes or changes in the brain’s blood supply.

Though there is no specific test today that confirms you have Alzheimer’s disease, your physician will make a judgment based on information provided as well results of various tests that can assist in clarifying the diagnosis. The typical evaluation includes a detailed neurologic exam, a series of lab tests including B12 levels, thyroid test, liver and kidney function test. Mental status testing is usually assessed by doing a Mini Mental Status exam, which involves a 10-minute series of questions and tasks. Oftentimes more detailed neuropsychological testing is recommended as well as brain imaging, usually an MRI or PET scan and neurologic consultation.

Scientists believe that in most individuals, Alzheimer’s disease results from a combination of genetic, lifestyle and environmental factors that affect the brain over time. Less than 5% of Alzheimer’s disease is caused by specific genetic changes that guarantee a person will develop the disease. Increasing age is the greatest risk factor. After the age of 65 the risk of developing the disease doubles every 5 years; and by 85 nearly 50% have Alzheimer’s.

Some individuals believe certain vitamins and herbs may prevent or slow Alzheimer’s disease. There is no strong evidence that folate (folic acid), vitamin B12, vitamin E or Ginkgo biloba has any measurable effect. Currently there is no proven way to prevent Alzheimer’s disease but research into preventive strategies is ongoing. There is some evidence that many of the same factors that increase risk of heart disease can also increase risk of Alzheimer’s disease and vascular dementia. Important factors that may be involved include high blood pressure, high cholesterol, excess weight and diabetes.

There is no cure for Alzheimer’s disease. The goals of treatment are to slow the progression, manage symptoms, change the home environment so he or she can better perform daily activities. The current medicines available include Aricept, Exelon, Razadyne and finally Namenda. The first three drugs work by boosting levels of the cell-to-cell communication chemical depleted in the brain in Alzheimer’s disease. Namenda works in another brain cell communication network often used in combination with the above three.

Senior moment or early Alzheimer’s? I would strongly encourage all to discuss with your physician. Once again, not all memory loss is due to Alzheimer’s disease and there are reversible causes.

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On October 31, 1980 we met in Gil's office. Our plan was to make Ampudia comfortable, hear him out, then serve him personally with court papers. Presumably he would show up with a lawyer or two who would catch on fast. It went off like clockwork. He came with a lawyer, along with a gorgeous blonde and a translator, all in a Mercedes-Benz limousine. His translator said Ampudia did not speak English. I did not believe him.

The meeting started out cordially. Through the translator, Ampudia repeated his request for a license, threatening otherwise to continue pirating. Gil repeated "no." Furthermore, Ampudia admitted having 5,000 "subscribers" in the U.S. and admitted that he had told the *Latin American Daily Post* that he "would introduce a look-alike if he was refused a license."

As that fruitless conversation ended, I handed the court papers to Ampudia and his lawyer. His lawyer jumped up, shouting in English that I had no right to do this and took the papers from Ampudia's hands. But the deed was done. That ended the meeting. With papers in hand, Ampudia, his lawyer and the blonde made a hasty exit. Ampudia bid goodbye to all, speaking perfect English. His final words . . . "at no time will I show up in a U.S. court."

The die was cast. Mission accomplished. Or so we thought.

* * * * *

Armed with news of the October 31 meeting with Ampudia, his admission that he had "5,000 U.S. subscribers" and his clear refusal to "show up in a U.S. court," we returned to our Washington, D.C. case and asked our judge, John Lewis Smith, to enter a "default judgment" against Ampudia and 3A Editores. We would take the judgment to Mexico and enforce it under international law. On December 9, 1980, Judge Smith entered default judgment for \$4.1 million, for willful, blatant pirate sales in the U.S. He also ordered U.S. Customs to block future shipments of pirated *Geographics* into the U.S.

* * * * *

With the default judgment in hand, I went to Mexico City to meet with Mexican lawyers. They advised to file an infringement suit in Mexico, as well as seek enforcement of the U.S. judgment. In either case, however, they said the Mexican courts are "slow" and "Mexican-biased." Winning against a Mexico City publisher was "problematic."

Over the next year we watched the snail's pace of our Mexican cases and monitored Ampudia's activities. He continued to send pirate *Geographics* to the U.S. Some slipped through Customs. He ignored the \$4.1 million judgment.

* * * * *

Then on December 9, 1981, the first anniversary of our default judgment, the case took an unexpected turn. Ampudia retained a top Washington law firm, Cushman, Darby and Cushman and senior attorney James L. Dooley, to try to overturn the default judgment. Under U.S. law, such effort must be filed within one year of the judgment. Ampudia waited to the last day. What was he up to?

His papers were interesting. At bottom, Dooley claimed Ampudia "did not understand the case against him" when it was filed but "did now" and wanted another bite at the apple so he "could tell his side of the story." He accused the *National Geographic Society* of "unfair action" against a "Mexican neighbor" who "did not speak English." Dooley even asserted that the President of Mexico supported Ampudia and that Gil Grosvenor had "refused" to take "phone appeals" from the President.

Our response: Ampudia must post bond for \$4.1 million in case his efforts failed, a normal requirement in a "default judgment" situation.

On February 12, 1982, Judge Smith ordered bond be set for \$4.1 million. Dooley ignored the order.

Then on December 31, 1982, nearly a year later, Dooley asked Judge Smith to "reconsider" his "order to post bond." He argued that Ampudia "could not afford \$4.1 million and no bondsman in Mexico or the U.S. would stake him." We responded asking for attorney's fees against Dooley, personally, for all the delay and dilatory tactics.

Judge Smith ordered a hearing on the matter. He, too, had had enough as it turns out. The hearing in March 1983 was remarkable. Dooley opened by slamming the *National Geographic Society*, saying, "Your Honor is certainly familiar with the Society. It is the organization which publishes a journal to provide young teen-age boys their first look at female anatomy. . . bare-breasted black women from sub-Sahara Africa, all in the name of geography studies." Judge Smith was not amused. He admonished Dooley not to repeat such "antics," then got to the point. He said he would enter an order as follows:

. . . 3A Editores and Ampudia have "unreasonably and vexatiously multiplied the court proceedings in this case"

. . . defendant's counsel, James L. Dooley, made "misrepresentations" to the U.S. Patent and Trademark Office "relating to the status of this case" which misrepresentations were "made in bad faith"

. . . defendants have presented "no new evidence" and made arguments which are "patently frivolous"

. . . 3A Editores and Ampudia shall pay "\$6,374.66 for fees and costs", and

. . . counsel, James Dooley, shall be personally liable for fees and costs in the amount of \$1,500."

Judge Smith entered such order on May 4, 1983.

Apparently, Ampudia and Dooley got the message. Several months later, a Mexico City newspaper reported that 3A Editores was "discontinuing publication of its geographic magazine which was distributed in Mexico, Spain, South America and the U.S."

Score one for the good guys!

No money was ever recovered from Ampudia.

* * * * *

Some months later, chatting with Ed Snider and Gil Grosvenor, I said the Mexican/Chinese experience suggested NGS consider granting foreign publishing rights . . . there appeared to be an emerging market out there.



In 1995, NGS began publishing the *Geographic* in Japanese, the first foreign language edition. A Chinese edition followed in 2001. Then Spanish in 2003. Today, *Geographic* publishes in 34 languages. The most recent is Arabic (October 2010).

* * * * *

In the October 1983 *Geographic* editor Wilbur E. Garrett paid us a nice compliment . . . “Our lawyers, skilled in international copyright and trademark laws, won a judgment against the Mexican imitator and . . . our fans in Taiwan have now removed the yellow border entirely . . . and promised to develop original material . . . instead of stealing ours.” He added, “If imitation is the sincerest form of flattery, I suppose we should be pleased. But the saddest part of all this is the imitations are appalling. The murky photography, awkward typography, bad printing and deplorable cartography appearing in our time-tested format and under the *Geographic* names of the plagiarists make us wince.”

* * * * *

Where are they today?

Arturo A. Ampudia, 75, is director and president of Interactivo SA de CV, an on-line media company serving the Mexico City area.

Gilbert M. Grosvenor, 81, retired in 2010 after 23 years as Chairman of the Board of Trustees of the *National Geographic Society*, ending 122 years of Grosvenor family stewardship of the Society. The Society was started in 1888. Alexander Graham Bell became president in 1897. Bell was succeeded by Melville H. Grosvenor, Bell’s son-in-law.

Edwin W. Snider, 74, served many years as counsel and Secretary to the Society. He is a member of and Secretary to the Committee on Research and Exploration which provides funding for Society activities worldwide.

Wilbur E. Garrett , 81, lives in Great Falls, Virginia. He was with the *Geographic* for 36 years, a photographer and editor-in-chief for 10 years (1980 – 1990). On April 17, 1990, the *New York Times* reported that Garrett was replaced as *Geographic* editor following “several months of infighting over editorial content.” Since then, he has devoted his time to national and international journalism, geographic, environmental and humanitarian activities. He has

received many awards including a Great Falls Historical Society Award in 2010.

(Editors Note: Jim Davis practiced law in Washington, D.C. and Chicago for 36 years. Earlier, he was a Naval officer for four years, two serving on an anti-submarine aircraft carrier, U.S.S. Leyte. For six years, he was a trial judge with the U.S. Court of Claims in Washington, D.C. He resides with his wife Karen in Bethesda, MD and winters in Bonita Bay.)

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Movie Talk



☆☆☆ 1/2 **The Sessions**

True story starring John Hawkes in a most likely Best Actor Academy Award nomination as a polio victim who is confined to an iron lung. At the age of 38, he wants to lose his virginity and is aided by a sex therapist (Helen Hunt – almost 50 years old but looks half that age). Warning – there are some graphic sex scenes but everything is tastefully done. Movie is humorous and touching.

☆☆☆ **The Other Son**

A moving drama about two male babies who are switched at birth – one an Israeli and the other a Palestinian. The discovery is made 18 years later and the movie tells the effects on both boys and their families. It points out how ridiculous many Middle East and other conflicts are.

☆☆☆ 1/2 **Silver Linings Playbook**

Don't let the odd title keep you away. A very enjoyable movie about a patient who leaves a mental hospital to return to his parents. While still trying to hook back up with his wife, he meets a girl who also has very severe emotional problems. This comedy/drama has laughs while portraying a dysfunctional family and friends. A must see for Philadelphia Eagle football fans and "Dancing with the Stars" aficionados. Brad Cooper, Robert DeNiro and Jennifer Lawrence all shine.

☆☆☆ 1/2 **Hitchcock**

The Recent HBO film "The Girl" portrayed the great director as a very odd and troubled person as he was filming "The Birds." This theatrical release shows him also in the same bad light but focuses on the making of "Psycho." Anthony Hopkins plays Hitchcock with Helen Mirren as his wife Alma, who was indispensable to his success. Your time may be better spent viewing any of his old classic films rather than this movie.

☆☆☆ 1/2 **Lincoln**

Steven Spielberg directed this most critically acclaimed film of the year. It focuses strictly on Lincoln's effort to end the Civil War and abolish slavery. The acting, particularly by Daniel Day Lewis, Sally Field and Tommy Lee Jones, is excellent. Based on Doris Kearns Goodwin's book, *Team of Rivals*. A bit overlong and somewhat talky. If you expect to see a full biographical movie about Lincoln, you will be disappointed since it is only about the last five months of his life and the political maneuvering to pass the 13th Amendment.

☆☆☆ 1/2 **Life of Pi**

Ang Lee's beautifully filmed 3D movie based on the best selling novel. A spiritual fable that could have been told in half the time. It is a tale of survival of a young boy who embraces many different religions that help him through his ordeal.

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Up Close and Personal with Nature

By Charlie Cavaliere, Montara



THE CONSERVANCY OF SOUTHWEST FLORIDA, founded in 1964, includes a 21-acre nature preserve in the heart of Naples, with a new entrance off Goodlette-Frank Road immediately south of the Naples Zoo. It is dedicated to protecting the water, land and wildlife in the region. The Conservancy Nature Center offers a variety of activities for visitors of all ages.

During a visit to the Conservancy Nature Center, you can:

- Walk a bird and mangrove trail, designated site # 69 on the Great Florida Birding Trail. Many species of birds have been recorded here along the mangrove-fringed shoreline and uplands habitat.
- Experience an interactive and hands-on learning experience in the Dalton Discovery Center. Venture into natural southwest Florida ecosystems featuring interactive exhibits, animals and a juvenile loggerhead turtle.
- Journey on a guided electric boat eco-cruise through a mangrove-lined waterway narrated by knowledgeable boat captains on the Gordon River and Golden Gate Canal. Children get to drive the boat and get a Captain's Certificate. Eagles, osprey, a variety of tropical birds, turtles, snook, mullet and manatees may be seen on any given cruise. Morning boat rides: 10:00am, 11:00am, 12:00 noon. Afternoon rides: 1:00pm, 2:00pm, 3:00pm (through May).
- Shop unique gifts in the Bradley Nature Store. Members enjoy a 10% discount.
- Partake in educational programs.

- Visit the 5,000-square-foot von Arx Wildlife Hospital where critically injured animals receive advanced medical care from an on-site veterinarian. Each month the Hospital tends to animals and birds who have been hurt, with about half successfully returned to the wild. Patients at the center include birds, mammals and reptiles. The state-of-the-art center includes an intensive care clinic, nursery, operating room, outside recovery enclosures and a pelican wading pool. Visitors can observe recuperating baby animals without disturbing them through one-way glass in the nursery.

- Sensational Saturday Celebrations at 11:00am and 2:00pm which are family friendly educational programs

followed by an earth-friendly craft or game for children. Program themes change monthly and some feature live animals.

- Kayak along the Allyn Family Lagoon up to the Gordon River and Golden Gate Canal.

The Conservancy of Southwest Florida is a grass roots environmental organization dependent on the continued generosity of its members and supporters to sustain their work. There are three levels of yearly membership: Basic (\$65), Plus (\$85) and Premium (\$135). Memberships are tax deductible.

The heartbeat of the Conservancy is its volunteers who share their time, talent and ability. Volunteers interact with a variety of people from around the country and abroad, sharing their knowledge about environmental issues facing Southwest Florida.

The Conservancy has recently raised \$38.5 million, the largest environmental campaign in Collier County and one of the largest in the state of Florida. The funding will support core Conservancy programs, an endowment for ongoing and future policy, environmental science, wildlife rehabilitation, and education as well as creating a sustainable Nature Center that will utilize state-of-the-art technologies such as natural water filtration, geothermal cooling, LED lighting and energy management systems.

The Conservancy Nature Center is the premier nature center in southeastern United States. Hours of operation are Monday through Saturday 9:30 am - 4:30 pm.

For more information about the Conservancy of Southwest Florida, go to their web site: www.conservancy.org or call 239-262-0304.



Views of the City



*By Peter Simmons, Riverwalk
Bonita Springs City Council, District 4*



Peter Simmons

I HOPE AND TRUST each of you had a great Christmas, Happy Holidays and welcomed in the New Year with family, friends and loved ones!

An issue that you may have heard about recently is a proposed expansion of the Ft. Myers - Naples Greyhound Track in Bonita Springs. A few months ago, the Bonita Springs City Council voted unanimously

7 - 0 in favor of entering into an agreement with the track that could generate a substantial amount of tax revenues for the City of Bonita Springs. The agreement -

which was completely voluntary by the owners of the track - The Havenick Family - calls for the City to receive 1.5% of the annual slots revenue up to the first \$250 million, and annual revenues over \$250 million will yield the City of Bonita Springs 2.5%.

The agreement was dependent on approval by the Lee County voters on November 6, 2012 - which they did by a 63 - 37% margin. The referendum calls for the creation of over 500 full-time jobs in Lee County - 200 of which (40%) must be filled by Bonita Springs residents. The plan calls for construction of the new facility to begin in June of 2013 - creating an additional 900 jobs - and if all goes as planned, the new facility would open the summer of 2014. The 99-acre site calls for an expansion of 200,000 square feet that will include a clubhouse, retail shops, offices, a night club and expansive restaurant space. The Lee County Sheriff's office indicated at the City Council meeting that there will be very little crime - given the increased amount of track security and police monitoring - the track should have more security and police protection that anywhere else in the county.


The final step in the process is obtaining approval by the state legislature. During the 2013 Legislative Session, our State Senator Garrett Richter (R-Naples) will serve as the Chairman for the Senate Gaming Committee that will conduct an impact study that will examine the issues surrounding the potential expansion of gambling, resort style casinos, Indian gaming compacts, slot machines, poker rooms and internet cafés.

There certainly is opposition against gaming expansion (Disney World® for one), and the timeline for a decision is uncertain. I am asking that you drop me a line and let me know your thoughts on this issue, please. It is important for me, City Council, Senator Richter and others to know. Please email me at peter.simmons@cityofbonitasprings.org.

I look forward to hearing your thoughts and ideas! Thank you. Happy 2013!

Best regards,

Peter Simmons
Bonita Springs City Council, District 4



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Lee County EMS

Traveling from Indiana to Southwest Florida, Harlo Conklin complained of chest pain. He and his wife attributed it to fast food and long hours in the car. A stop at a Gainesville hospital showed his vitals were good and he felt better. Though physicians thought Harlo should stay overnight, he and Frances returned to the road. Twenty-four hours later, Harlo went into cardiac arrest. His daughter performed CPR, paramedics used a defibrillator to restore his heartbeat and a special treatment that induces hypothermia to save Harlo's life. To read more of Harlo's story, please visit www.LeeMemorial.org/caring

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Techno-Savvy

Can an iPad replace my laptop and desktop?

IT'S BECOMING A COMMON QUESTION if it is possible to eliminate laptops/desktops and rely primarily on tablets. Apple has done a fabulous job with marketing of their tablet known as iPad. But what can and can't be actually performed on the iPad?

First, we will discuss several of the main functions, which nearly everyone needs, that CAN be done. Then we will discuss challenges a user would face using an iPad as their primary device.

The iPad is great for online web searching and checking of emails. Taking pictures and videos is very easy and produces great quality. Video chat such as Skype and Facetime are clear and user friendly.

It is possible to print wirelessly from the iPad with the correct printer hardware. Apple's AirPrint allows you to print without any additional apps. You can see a list of available printers along with requirements at <http://support.apple.com/kb/ht4356>.

Opening and creating documents is also possible with the iPad. By using Apple's app store, it is possible to find office programs such as Pages/Numbers and Keynote. These programs allow access to opening, editing, organizing and creating documents, spreadsheets and presentations.

Now that what CAN be done has been discussed, let's take a look at some challenges that you may find with the iPad.

If you are doing any sort of accounting program on your laptop or desktop, then you may find it a challenge to find a corresponding app for the iPad. Accounting giant QuickBooks has yet to get on board with tablets in a functional manner.

If you are a fan of watching heavy video content, then the iPad has the lack of support for Adobe Flash. Because of this, it is possible that there are certain video clips which you will not be able to view.

There is no USB port on the iPad so if you are looking to transfer data or look at files on a jump drive then you will not be able to make that immediate transfer. You still would need your laptop/desktop in order to do this and you would first connect the jump drive to your PC then transfer to iPad.



Currently, the iPad offer styles of 16, 32 & 64 GB capacity which if you like to store many pictures or videos could definitely be an issue.

Because there are hundreds of thousands of apps through Apple, it can be very easy and comforting to find what you are looking for. However, be aware that although you may initially find an app to assist you, you are at the mercy of that app. Each app is designed with limitations on what you can do.

In the end, it truly depends upon the user and their life. For some, yes the iPad can definitely become the sole device for connection with the complicated yet ever-growing information technology frontier. Yet others may find that the limitations mentioned are far too confining to eliminate their laptop or desktop.

Ken Saksa
 21st Century Technology, LLC
 Bus: 239-410-8603
 Cell: 412-691-0484
 krsaksa@gmail.com



Bridge *continued from page 13*

Be careful with Hand 10! Opener has shown at least five hearts and four diamonds. How many spades does opener have? Possibly none. You wouldn't be very comfortable with that spade suit as trump without some support from partner and bidding 2 ♠ is likely to end the auction regardless of opener's spade length. Don't even think about bidding 2NT. That bid is beyond your lid. The auction has indicated that you have a seven-card fit in hearts; take partner back to 2 ♥.

With Hand 11, I hope you agree that either bidding 2NT or showing clubs is out of the question. Partner has offered you a choice of diamonds or hearts. This time your best fit is in diamonds. Pass opener's 2 ♦ rebid, which is not forcing. If you thought 2 ♦ was forcing, tune in next month.

I wish you all a happy and healthy 2013. If you'd like to attend any of my classes this season, go to my website, www.PatH2Bridge.com, and click on the Lessons tab to check my schedule.

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Baywoods exquisite 5 bedroom 5 ½ bath estate home located on an oversized cul-de-sac lot in one of Bonita Bay's most prestigious neighborhoods! Both the grand room and master suite open to an expansive outdoor entertainment terrace featuring an infinity pool, spa, and kitchen—all with lake and golf course views. The thoughtfully designed first floor features a master suite with a sitting room and exercise room, a junior master suite with private lanai, a well appointed gourmet kitchen with butler's pantry, a formal living room and stately library/study. Upstairs conveniences include a morning kitchen, two guest bedroom suites and a large office suite which opens to a private lanai. Perfectly designed and situated for the discriminating buyer with furnishings available separately. Offered at **\$3,400,000**.



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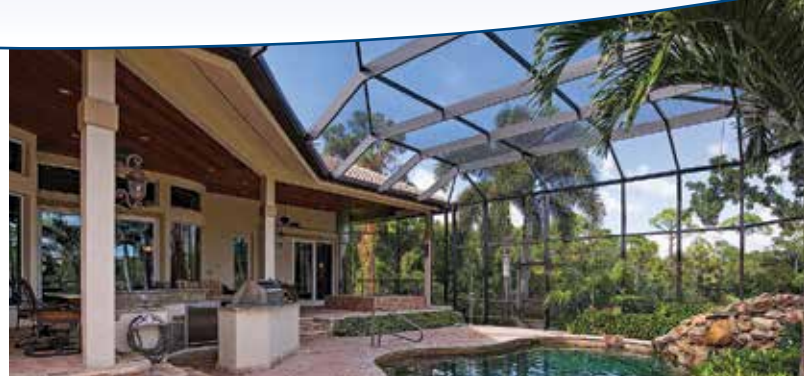
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She Sells Sea Shells, Down by the Sea Shore

By Tommye Fleming, Mahogany Ridge



Joan Schnoebelen

JOAN SCHNOEBELEN, of St. Louis and Bay Pointe, spends her time at Bonita Bay's Beach Park painting shells. She doesn't really sell them though ... she gives them away. To youngsters and others who stop to admire her work.

Joan is an almost daily visitor to the beach. She loves it there. The view. The breeze. The warmth of the sun. But it can get boring.

So several years ago, she decided to paint some of the treasures she finds along the shore into "works of art." She brings a tote full of paints and brushes to the beach, and transforms mostly white shells and shell pieces into colorful souvenirs of the sea.

She took art lessons as a child and started out college as an art major, but she never dreamed it would be at this stage of her life that she would put the training to use. Many of her crafts start as a base of blues and greens and other colors natural to the sea. She then paints fish, whales, sea horses, turtles and other beach creatures onto the flat surfaces.

On other days, she might paint safari prints. Or valentines ... shamrocks ... yellow chicks. Some are simply squiggly lines or other geometrics. It depends on her whim. And the time of year.

If you are a beach bunny, you've probably seen her there ... ensconced on a beach chair, under an umbrella, flanked by her art supplies and 30 or 40 shells. She attracts a crowd. Especially small visitors who love to have her "artwork" to take home to their friends and family. Personalized souvenirs

are far better than any available at Winds or other beach paraphernalia outlets.

Joan and her husband John spend about two months in Bonita Bay. She is a VERY successful realtor in St. Louis, so she gets away when the real estate market there is quiet. But she never really gets away; the digital world keeps her in touch, and so does her daughter Megan, her business partner.

Another real estate-related fascination Joan has is decorating. She and her husband have bought and sold more than the average number of homes here in Bonita Bay. She buys one that needs work, gives it a facelift while living there, and uses her decorating flourish to make it irresistible. And then moves on. Sort of like the shells she finds ... that she salvages and makes attractive for others.

And when she is not painting shells at the beach, she is painting them for a good cause here and there.



When a closely family friend was diagnosed with prostate cancer, she painted shells with a blue ribbon of hope on them. He took 25-30 with him each week when he went for treatment, to give to nurses, who then shared them with other patients going through chemo. They became their good luck charm!

And when a friend's daughter got married, she asked Joan to paint red coral on sand dollars so she could use them as table

assignments at the reception. Joan's shells have been to some of the finest of events.

If, at the end of Joan's day at the beach, there are not enough takers, she strews the painted shells along the shore for others to find. Watching people discover them is part of the fun - which is why she doesn't sign them. She prefers to print "lucky" on the backside. It's a message for the shell seekers. And a description of her life.

"I just feel like I'm so lucky to be here. We are all so blessed and lucky!"

EXCERPT FROM THE REAL ESTATE LISTING OF THE MARINA CLUB AND BACKWATER JACKS

Southwest Florida Marina & Waterfront Restaurant

Bonita Bay Marina is a full service marina located in Bonita Springs right on the Imperial River, just a short cruise from Estero Bay and the Gulf of Mexico. The marina consists of 91 wet slips (most with lifts) and a waterfront restaurant (7,500 sq. ft.) seating up to 200 with a full liquor license, a fully stocked marine store (1,100 sq. ft.) and an office (900 square feet). The marina can accommodate vessels to 42'. Parking is available for 150 vehicles. The marina sits on 12 acres of waterfront land with the basin owned fee simple. Previously, this impeccably maintained marina was operated as a private club and a waterfront amenity to an upscale gated community. It is now available to the general public. The marina offers exceptional security as access is by way of a guarded gated entrance.

Details of this Bonita Springs Marina for Sale

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| Terms: | Cash | Price: | \$9,000,000 |
| Financing: | N/A | Restaurant: | Yes - Waterfront |

(Editors Note: Go to www.marinasforsale.com for complete listing information.)

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Tilly and Me *continued from page 33*

In 1907, Tillinghast's life changed forever when a good friend of his father asked him to design and build a golf course on farmland adjacent to an inn he owned at Shawnee-on-Delaware in the Poconos.

The Shawnee Country Club opened in 1911, a well received design that launched a remarkable career. Then in his mid - 30's, Tillinghast had at last found his calling. By 1916 he had established a golf course construction company and was working on designs across the country.

Tillinghast was a hands-on architect who closely supervised the construction of the golf courses he designed. On site, even on the hottest of days, he was impeccably dressed. A tribute to Tilly on Baltusrol's website paints a vivid picture of his demeanor in the field: In accounts passed on by old-timers, Tillinghast's working method was to seat himself in the shade of a tree, bottle in hand and call out directions to his workmen as they shaped the course with their mule-pulled scoops.

"He made boatloads of money," Ytterberg says, "and then he would lose it all. He gambled, and he drank and he backed Broadway shows that would fail. He was in and out of debt constantly."

Still, the commissions and the money rolled in through the 1920's, until the crash of 1929 brought an end to the Golden Age of golf course design and cost Tillinghast his fortune.

Tilly's "last hurrah" as a golf course architect was his design and construction of three public courses on Long Island, NY. Working for Robert Moses' Bethpage Park Authority, Tillinghast designed Bethpage Blue, Red and Black. The Work Relief Project employed more than 1,800 workers in the darkest days of The Great Depression. Bethpage Black opened in 1936, and has become the most famous municipal golf course in the United States (site of the 2002 and 2009 U.S Opens, and host to over 35,000 rounds per year).

Two years after Bethpage Black opened for play, A. W. Tillinghast and his wife Lillian moved to California, where they opened an antique store in Beverly Hills. Tilly kept his hand in golf, entering into a partnership with West Coast architect Billy Bell and writing a monthly column for *Pacific Coast Golfer*. The antique store soon failed, and after suffering a heart attack, Tillinghast returned from California with his wife to live with their daughter Marion in Toledo, OH. He died in 1942 at the age of 67.

The last years of his life were difficult for Tillinghast, yet according to family and friends, he never bemoaned his fate. He quit drinking, and he continued to work until the end of his life. He left behind a remarkable legacy. Shortly after Tilly's death, PGA President George Jacobus wrote:

In her hour of great loss, Mrs. Tillinghast can gain solace from the thought that while elaborate monuments are often dedicated to men after they have passed on, few build material monuments during their lifetime that will survive them and remain as useful dedications, providing enjoyment for thousands of people who will follow after them.

Years later, USGA Executive Director Frank Hannigan published a lengthy article on Tillinghast entitled *Golf's Forgotten Genius*.

He summed up Tillinghast's professional career eloquently and concisely:

A.W. Tillinghast was a superb, not a good or very good, but a superb golf course architect. His courses, properly cared for, improve with age.

Of her grandfather's Hall of Fame induction, Ytterberg states, "He was a very prestigious man, and this is a nice honor."

Asked whether she planned to attend the May 6th ceremony, she says, "I am taking my four children and their families on a trip to Europe this spring to celebrate my birthday, and I may not get back in time. My family comes first. And, after all, Dadgan's been gone a long time."

A.W. TILLINGHAST ON GOLF COURSE DESIGN

The Course Beautiful

It seems to me that he, who plans any hole for golf, should have two aims: first to produce something which will provide a true test of the game, and then consider every conceivable way to make it as beautiful as possible.

Individuality to Golf Holes

There is absolutely no excuse for a featureless hole anywhere on any course. A round of golf should present 18 inspirations – not necessarily thrills, for spectacular holes may be sadly overdone.

A Popular Course

...may be traced directly to the fact that it permits players of every degree of skill to get around without undue exasperation, each scoring as his elected play warrants.

Trees on the Golf Course

Woods are like communities and trees are like men. In each of them there are a lot of common nuisances and parasites that are best out of the picture altogether, but there are times when some truly grand trees have to go, and it is not without a pang at their passing.

On Putting Greens

Construct your greens boldly and naturally, remembering at all times from which side of the fairway the approach is to come and the character of the club with which the approach is to be made.

The Home Hole

I like to see the Home hole looming up from the teeing ground in a mighty, impressive way. When a match arrives there on even terms, let that hole reward the courageous. There is more yellow spilled all over the teeing grounds of good Home holes than at any other spot on the course.

(Excerpts from The Course Beautiful, A Collection of Original Articles and Photographs on Golf Course Design by A. W. Tillinghast. Compiled, Designed and Edited by Richard C. Wolffe, Jr. and Robert S. Trebus. Copyright 1995 by TreeWolf Productions.)

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Sudoku Puzzle

Edited by Will Shortz

Complete the grid so that every row, column and 3x3 box contains every digit from 1 to 9 inclusively.

| | | | | | | | | |
|---|---|---|---|---|---|---|--|---|
| 3 | 8 | | | | 9 | 2 | | |
| 7 | | 1 | | | | | | 3 |
| | | | | | | | | 8 |
| 5 | 1 | | | | | | | 4 |
| | | 4 | | 6 | 3 | | | |
| | | 7 | | | | | | |
| | | | 8 | 9 | | | | 1 |
| | | | 5 | | | | | |
| 9 | 3 | 5 | 1 | | 6 | | | |

Answers can be found at www.BayWatchNews.com.
Click on "Puzzles."

JUMBLE THAT SCRAMBLED WORD GAME

by David L. Hoyt and Jeff Knurek

Unscramble these six Jumbles, one letter to each square, to form six ordinary words.

TIONNO

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NOFLYD

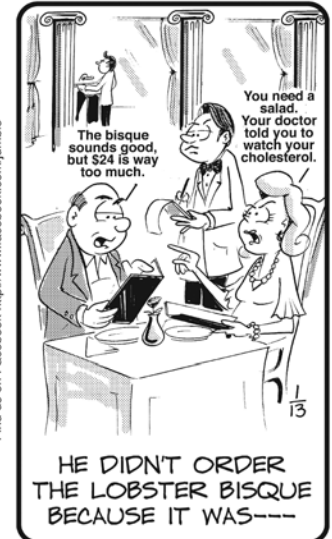
SMIRPH

WRROBO

TEPLOP

HERBUC

PRINT YOUR ANSWER IN THE CIRCLES BELOW



Now arrange the circled letters to form the surprise answer, as suggested by the above cartoon.

Answers can be found at www.BayWatchNews.com.
Click on "Puzzles."

Electronic Cigarettes: the Modern Alternative to Smoking

By Charlie Cavaliere, Montara

MARK TWAIN ONCE SAID, "Quitting smoking is easy. I've tried it a thousand times."

You have been smoking for many years despite the fact that scientific research has shown that smoking is harmful to your health. You can tell by your burning eyes, your hacking cough and the phlegm in your throat.

So, why do you smoke? Many people continue smoking out of habit. They light a cigarette without even thinking. Activities associated with smoking, such as a cup of coffee and alcohol, seeing friends smoking cigarettes, act as triggers.

Tobacco is a serious but preventable risk factor for heart disease, lung cancer and emphysema. It has a large habit-forming potential. But it's not an impossible task to give it up. Cold-turkey, gradual withdrawal, herbs, supplements, hypnosis and acupuncture are some of the ways to try to quit. Nicotine replacements address the heart of one's cigarette addiction - nicotine - while immediately removing exposure to the thousands of other chemicals and toxins in cigarettes, cigars and pipe tobacco. While not foolproof, another way to break the habit of smoking is to try electronic cigarettes also known as "vaping".

Newly opened "Naples Vapor" is a vapor lounge where people can purchase electronic cigarette packages as well as smoke there. The atmosphere inside the store is serene with contemporary decor in a color scheme of red, black and gray. "Whether you are quitting cigarette

smoking or just wanting to come in and try an electronic cigarette, Naples Vapor has everything you need to get started," said Garrett Rese, manager of the store.

The trend towards electronic cigarettes, also known as e-cigarettes, vapor cigarettes or e-cigs, is growing, as more and more people are trying to quit smoking. Annual sales in the United States are approaching \$500 billion. Usage of electronic cigarettes is on the rise and is expected to boom in 2013.

What is an electronic cigarette? It's a rechargeable battery-powered inhaler device with a heating element that vaporizes a liquid-based solution, known as e-juice, into an aerosol mist, simulating the act of tobacco smoking. The liquid for producing vapor in an electronic cigarette is a combination of propylene glycol and vegetable glycerin mixed with concentrated flavors.

Electronic cigarettes are intended for use by persons 18 years of age or older and not by children, women who are pregnant or breast feeding or persons with heart problems.

It should be noted that electronic cigarettes have been subject only to minimal scientific study - not enough to determine whether they are safer than tobacco - but for those who have made it a New Year's resolution to quit smoking, e-cigarettes may offer an alternative.

(Editors Note: Before starting this or any approach to cessation of smoking, check with your physician.)



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Trade Condo #1105 in Esperia (MLS# 212011429), list price \$698,000; we would like to downsize and are looking for a condo (1st floor or higher floor if elevator operated) in Bonita Bay in the range of \$250,000 - \$350,000. Please contact the owner, Baerbel Gurland, hburland@gmail.com.

Adjustable height dress form or mannequin that's very inexpensive. Call Carolyn 239-949-0949.

Furniture for Sale

Patio Set with 76" glass oval table and 6 chairs, 2 of which are swivel rockers. Chairs come with full cushions. Neutral tan color in excellent condition. \$450. 239-221-8799.

Lexington Henry Link Wicker Dresser Set (4 pcs) \$275, excellent condition, white china dresser lamp \$75, Honfleur Harbor framed print \$85, Large Watts Original Painting (Caribbean scene) \$195, Baccarat Nancy (cut) crystal, wine and sorbets \$15 & up. Please call Jan at 992-8125.

Delta Babies Love Crib Like new; white; easy take down & put up. \$100. Rubbermaid Step 2 toy box w/assorted toys. Childrens' life vests. 239-495-1961.

Cars/Motorcycle for Sale

***1997 BMW CONV 328I** 57,000 miles BB garage kept. Light blue/gray interior. Automatic. Call cell 847-764-1387.

***2001 Camry XLE, V6 Sedan** Leather, sunroof, 6 CD changer, good condition. All the extras. Mileage 152,000. \$4,300 FIRM. Call 414-303-6516.

Mercedes 300 SL 1986, 63,000 miles, white with black soft top and white hard top. Original Owner. \$15,000. Call Joanne 508-274-9733.

Classic Street and Muscle Cars High quality for sale or trade. See www.BantamCityRods.com. Please call 724-355-6203.

2002 Lexus 430SC Hard and soft top convertible. 40,000 miles, excellent condition, new tires, cowhide brown interior, black exterior all accessories in car. Updated GPS. Call 239-313-8728.

2002 Nissan Altima 2.5SL Burgundy/Tan Leather/BOSE/SnRF/55,000 miles/garaged in BB/new tires+battery+brakes+gorgeous cond/CarFax perfect/\$8,500 FIRM. 651-484-4388.

Miscellaneous

***Steinway Piano 1907** ebony polish Steinway & Sons 5'10" model O piano with Piano Disc computer installed. Fully renovated by Steinway in July 2002. Excellent condition. Artist bench and dehumidifier included. Call 239-495-1606.

***Three bikes** - 2 like new - \$65 each. Pressure washer - used twice - \$100. For more info call 740-972-8742 or 239-273-6380.

***Trek Multitrack 720 17" Ladies Bike** 21 speed hybrid, good condition, asking \$125. 502-553-2717.

***Iron Horse MT 10018" Mens Bike** 7 speed, good condition, asking \$120. 502-553-2717.

American Cut Glass crafted by American glass makers in the 50-year period between 1876 and WWI. They would make marvelous gifts for a special birthday, anniversary or wedding. If you would like to purchase a piece of American Brilliant Cut Glass, please contact Mary Welch at (239) 495-1888 for an appointment.

Lenox Oxford Bone China 12 seven-piece place settings, pattern White Echo with Platinum Band (\$600), 7 matching serving pieces (\$150), Lenox Crystal - 12 three-piece sets (Wine, Champagne/Desert, & Water Goblet - \$200), and 12 five-piece "White Orchid" Community fine silverware set, plus 7 extra pieces (\$350). Approx. retail = \$3,370, Asking price = \$1,300. 239-947-9810.

Miami Sun 3 Wheel Bicycle NEW \$400 or best offer. 239-495-2982.

SubZero 132-bottle "built-in" Wine Storage Unit Model 427. Use existing front trim or apply your own. Basic unit approx dimensions are 80"H 27"W 24D. If new \$5000+, but you can get it for \$1,250. 630-789-1284.

Wallace Aegean Weave Gold accent Table Setting for twelve (97 Pieces), some in original packing. Exquisite for every day dining & entertaining. Wallace sterling silver brings elegance to any table setting. Asking price \$6,000 (current retail price is \$12,000). John Klocko 239-992-9757.

Essex Classic Grand EGP-161 Piano with QRS Petine CD with Speaker purchased at Steinway Piano Gallery in Naples, mint condition. Please call for more information 239-495-2982.

Duvet and Shams NEW 100% pure silk luxurious for queen-sized bed (two) sets. One is a soft gold color with bamboo pattern, the other is a Wedgewood blue with flowers. These can be altered for king-sized beds. They were purchased in China and are of the highest quality. Cell (608) 769-1976.

China Set by Rosenthal 8-pc Aida pattern with several unusual extra serving pieces \$575; Adjustable bed rail \$15, Approx 5'x7' gold with red rug \$25; Approx. 8'x8' geometric print rug in aqua, blues, etc. \$35; lovely framed ballerina picture \$15. 239-949-0949.

Bed Rail folds flat \$15; yellow ground & red design carpet 5'x7' \$30; Egyptian geometric design carpet in shades of turq & blue, 8'x8' \$60. Lovely handmade Renaissance gown, ladies size 6-8 \$150. 239-949-0949.

Houses for Sale

Pelican Landing 3 br., 2.5 baths. 3,699 sq. ft. A/C, 1/2 acre - faces lake, sunken great room, formal dr, floor to ceiling bow window, custom spa style master bath with dual walk through showers and panoramic views. \$1,145,000. Call Jay Snyderman at 239-947-9947 for details.

Condos for Sale

Oakwood Townhome Beautifully decorated, blond laminate. 1st flr - 3BR/2½ Ba. 2 story - LR. 2 car att gar, screened and open lanais overlooking lake. \$239,000. 651-484-4388 or 651-216-7772.

Sandpiper 3 bed. 2 bath condo for sale. This second-floor unit faces west overlooking a large lake. It has a new heating/air conditioner, new water heater, and new carpeting throughout in 2008. It has been freshly painted and has a new roof. This condo will be maintenance and worry free for years to come. The unit is located in the Sandpiper community where the heated pool and tennis courts are just steps from your door. The unit comes furnished with Thomasville furniture and can be purchased turn key for just \$265,000. 239-948-1135.

Condos for Rent

Bay Pointe Enjoy beautiful Sunsets! 3 bedroom/2 bath overlooking Preserve. Available by Month or Season \$5,500 month. Available Jan 1, 2013. JHough618@Gmail.com or John at 847-274-3883.

Lakeside 3BR, 2BA, 2Car Gar. Ground floor close to pool. Private, quiet end unit. New paint throughout. Nicely furnished and fully equipped. Call or email for flier with details. No pets, BADGERS welcome. Monthly rates vary from \$2,500-\$4,000. Available year round. Magnanenzi@aol.com, or Jim at 312-518-8811.

Harbor Landing 3 BR/2 BA coach-home available immediately for annual rental. Open, spacious floor plan. Water view. Close to pool. \$1,800 per month. CALL: 239-293-3274 for tour of home.

Vistas 7th floor fabulous Estero Bay views; 3BR 3 Ba, large wrap-around screened lanai; 2 parking spaces indoor garage; designer decorated. Also taking reservations for next fall and winter. Contact: 312-375-6059

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Crossword Puzzle

Edited by Will Shortz

A U.N. Assembly – A challenge that’s not too daunting.

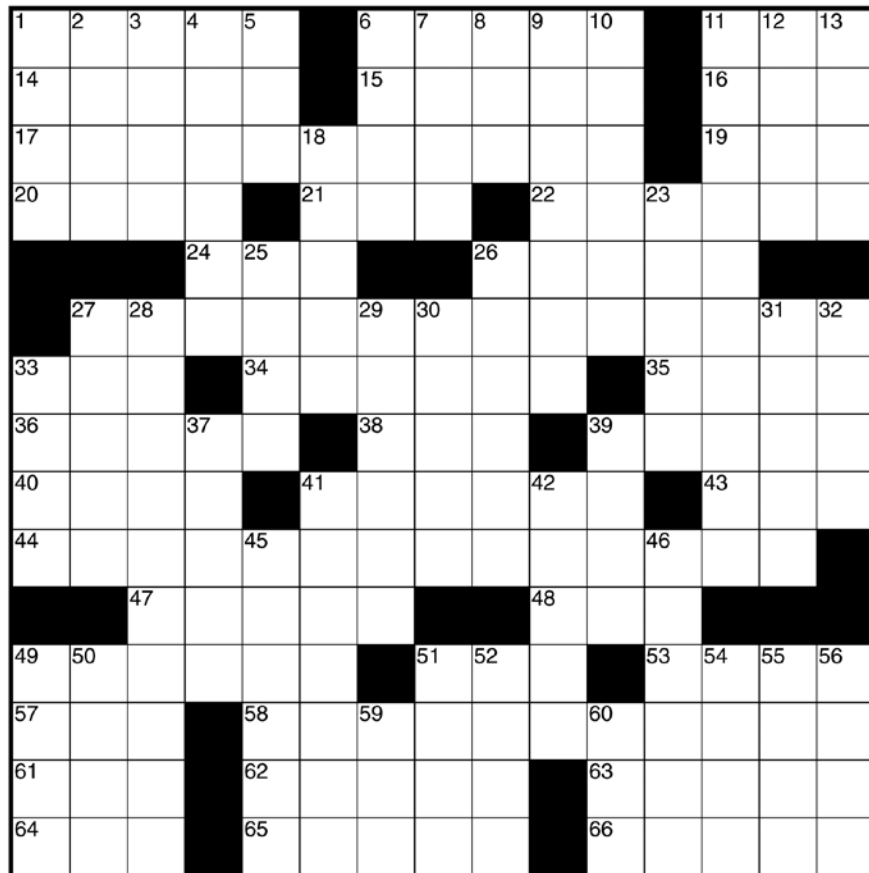
By Bonnie L. Gentry and Victor Fleming

ACROSS

- 1 Sugar’s partner
- 6 Dessert with ice cream
- 11 Valentine’s Day mo.
- 14 Hi, in Hilo
- 15 Available
- 16 Home on the Web
- 17 Gathering of big wheels to christen a ship?
- 19 ___ Maria
- 20 Exchange words (with)
- 21 1776 and 2001: Abbr.
- 22 Catcher’s position
- 24 Alliance of 1958-61: Abbr.
- 26 D-Day time
- 27 Eerily disturbing to an Updike protagonist?
- 33 Androphobiacs’ fear
- 34 Movie word before Eleven, Twelve or Thirteen
- 35 “Understood”
- 36 Put an ___
- 38 Chip in
- 39 Rock genre
- 40 Eyelid annoyance
- 41 Cast on the road?
- 43 “___ a beautiful day for a crossword tournament”
- 44 Result of eating at too many luaus?
- 47 Selling point
- 48 Mail ctr.
- 49 Preserves, e.g.
- 51 Cry of discovery
- 53 Amts. of cooking oil, e.g.
- 57 “Say again?”
- 58 “Goatlike deity? I don’t think so!”?
- 61 “Te ___ Corazón” (2005 Prince single)
- 62 Male pitching woo
- 63 What one is expert in
- 64 Guy’s date
- 65 Students taking Torts or Contracts, say
- 66 Done to death

DOWN

- 1 Easy marks
- 2 Raindrop sound
- 3 Where Red Delicious apples originated
- 4 Little angel
- 5 Exaggerated feature in an Obama cartoon
- 6 Beast that slew Adonis
- 7 Major load
- 8 K2, for one: Abbr.
- 9 God of revelry and wine
- 10 Nora who wrote and directed “Julie & Julia”
- 11 Forward-looking
- 12 Guitarist Clapton
- 13 Hardly electrifying
- 18 Words
- 23 Convex button
- 25 Peek-___
- 26 Deliver, as an indictment
- 27 Designer Oscar de la ___
- 28 Who once said “I am a deeply superficial person”
- 29 Attack with vigor
- 30 Wore
- 31 “___ the spreading chestnut tree”
- 32 Comes together
- 33 Get engaged?
- 37 Make frizzy, as hair
- 39 “You crack ___!”
- 41 Secure firmly
- 42 Polytheist
- 45 Parental words following “because”
- 46 Against
- 49 Layered hairdo
- 50 Rockies predator
- 51 Seed case
- 52 Certain lobsters
- 54 Goa garment
- 55 When repeated, mini-golf
- 56 Weapon in “The Mikado”
- 59 Fed. that includes Dubai
- 60 A lot, to a poet



20 MINUTES / 76 WORDS

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