

# Doctor's attorney files answer to lawsuit

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plain her reasons for filing the original complaint, which she is alleged to have said that it "was influenced and directed by Michael Boyles (chief executive officer at the hospital), Cindy Carmichael (director of nursing) and Dr. Eric Jacobsen (another Colby physician)." He further wants an explanation from her in which she is alleged to have stated that in her written statement re-

scinding her complaint that she had felt pressured by Boyles, Carmichael and Jacobsen to write the complaint.

In addition, he wants her to explain various portions of her recantation in which she stated it was filled with anger and inaccuracy, the portion that stated, "The truth is I am to blame for the indiscretions and improper behavior," and a section where she alleged examples of others who could be subject to discipline.

The request asks Staats whether

Boyles may have offered to pay for anything she would need to secure a written, notarized statement against Dr. Hildyard, or that Jacobsen was alleged to have said, "this is good... We can now get rid of that (expletive). This will end his power. You have to write this all up."

O'Neal is also asking her to explain from the recanted story about pressure from the administration that caused her to become physically ill.

According to O'Neal, there is also a

request for Staats to respond to her alleged statement in the recantation that when she was advised that the hospital had obtained a restraining order to keep Dr. Hildyard away from his patients, she is alleged to have said that she became ill again, developing heart palpitations because she felt she was the person who was ending the career "of a good doctor who many people love and trust."

Dr. Hildyard's attorney has also filed notice of intent to serve a business

records subpoena on Randy Jones, Colby chief of police; Staat's medical, psychological, psychiatric and employment records; and any other documents such as diaries, journals, notes, letters, etc., relating in any way to the events complained of in the petition or related complaint against the doctor filed with the hospital.

Worden, who represents Staats, said today, that he will probably not comment on every filing to include answering all the interrogatories and requests.

"We will be proceeding and will respond to discovery and we will be doing our own discovery," Worden said.

Regarding the magnitude and scope of O'Neal's request on behalf of Dr. Hildyard, Worden said that is normal in a civil case.

"It's part of the discovery and we will send some information back, plus we talk with other people (under oath), which could include members of his (Dr. Hildyard) staff."

# How did Sebelius win the Kansas governor's race?

SEBELIUS, from Page 1

advantages. About 743,000 of the state's 1.6 million registered voters are affiliated with the GOP, compared to only 441,000 Democrats. Thirty-two of the state's 44 governors have been Republicans.

But conflict within the GOP has existed for decades, and Shallenburger faced the task of uniting his party after a tough primary.

He couldn't do it quite well enough in the face of her aggressive and well-financed campaign.

Sebelius touted a "Republicans for Sebelius" group and received help from a "Save Our Schools" effort. The first attracted former House Speakers Jim Braden and Bob Miller, while the second was led by former Senate Majority Leader Tim Emert.

The GOP infighting helped Sebelius in other ways. She concentrated on raising money during the primary, collecting about \$1.8 million, entering the last week of July with more than \$1.2 million on hand. Shallenburger acknowledged that he had tapped out his funds by the time the primary was over.

Shallenburger eventually raised a healthy \$2.06 million — more than respectable for a gubernatorial candidate, enough to win most years. But Sebelius dwarfed his effort.

"She was a fund-raising juggernaut," said Joe Aistrup, chairman of Kansas State University's political science department, who contributed \$100 to each candidate. "While Shallenburger was recouping from the primary, she was running ads and building up a positive image."

Aistrup said when a candidate establishes a positive image early, it's diffi-

cult for an opponent to tear it down. Sebelius began running television spots in late July, more than two months before Shallenburger put his first general election television ad on the air.

Both Aistrup and Sheffield judged her early ads as effective at establishing a picture of Sebelius as a strong, levelheaded manager.

"Most media consultants would say those were pretty slick ads," Aistrup said.

When Shallenburger made Sebelius' votes on crime as a Kansas House

member an issue, her campaign countered with an equally long list of votes Shallenburger made, also has a House member, on crime issues.

Late in the campaign, one of her television spots even noted Shallenburger's involvement as House speaker in an abortive 1997 effort to increase legislative compensation by 92 percent, characterizing him as having actively fought for higher pay.

Sebelius had her first response ad ready even before Shallenburger broadcast his first attack spot on television. In it, she chided him for running

a negative campaign and said, "His personal attacks don't hurt me; I can take it. But they do hurt the people of Kansas."

Sheffield said having such an ad ready — and being able to respond quickly to attack ads — can be a luxury for some candidates. But not for Sebelius and her methodical campaign.

"She was just relentless," Aistrup said.

EDITORS: Political Writer John Hanna has covered state government and politics since 1987.

# No hunting signs to be posted on city airport land

City Manager Ron Pickman said at a city commission meeting Monday that the city property around the airport runways and to the east will be posted for No Hunting.

He said there had been some people in the area around the county ponds, and some of the shots had been aimed toward the transfer station and the airport.

"For safety reasons, we are making sure the property is posted for no hunting," Pickman said. "Putting up the signs will allow the game warden and county sheriff to have authority to deal with any problems on the city or county property."

The county commissioners at a special meeting Monday afternoon approved having the county land posted

No Hunting as well.

In other business, the city commission:

- Accepted an insurance dividend check of \$939 from Jack Eklund of Eklund Insurance. Eklund said it was the first check from EMC insurance since 1999, but that the program has been reestablished.
- Approved a request for repayment

from the state Department of Health and Environment for \$2,856 for the closure of the old city wells No. 2 and number 4.

• Approved payment of bills totaling \$199,714.

• Under the manger's report Pickman said a formal request has been made to the Kansas Department of Agriculture Division of Water Re-

sources to have a new flood plain map drawn for the city. The request is to update the current map, done in 1981.

• Discussed the resignation of city building official Jerry Nemecek, and noted that efforts are underway to select a replacement.

• That the commissioners, city clerk, city manager, city attorney, fire chief and public works director are being

invited to a dinner at 6 p.m. at Sugar Hills Country Club on Wednesday sponsored by Aquila. The purpose is to provide city and county officials an update on the gas supplier's operations and activities.

The next regular city commission meeting will be at 5 p.m. on Monday, Nov. 18, in the commission room of the City Administration Building.

# New draft of resolution sets off diplomatic push for inspections

By the Associated Press INTERNATIONAL

UNITED NATIONS — A new U.S. draft resolution on Iraq set off a final diplomatic push for tough new weapons inspections, backed by threats of force if Saddam Hussein continues to skirt his disarmament obligations.

The revised American text, a product of eight weeks of intense lobbying by the Bush administration, signaled

## around the world

significant progress and included major concessions to Security Council members concerned about setting off another war in Iraq.

Still, France and Russia prepared to pick apart certain sections during consultations in the council today. French President Jacques Chirac and Russia's

Vladimir Putin believe the text still contains "ambiguities" which could be used to trigger an attack on Iraq, Chirac's spokeswoman said. Nonetheless, both leaders saw "many improvements" in the new proposal, Catherine Colonna said.

U.S. Ambassador John Negroponte

said it could be put to a vote on Friday and "deserves consensus support." That would give Iraq until Nov. 15 to accept the resolution's terms and could put an advance team of inspectors on the ground — for the first time in nearly four years — by the end of the month.

BEIJING — Awash in communist red, China's increasingly Westernized capital mobilized today for a landmark

party congress, deploying banners and palm fronds on Tiananmen Square and tightening security as a nation in transition prepared itself for a new generation of leaders.

"Beijing has got everything ready," the official Communist Party newspaper People's Daily said a day before the 16th Party Congress convened. "The capital at night looks resplendent, lustrous and brilliant everywhere."

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