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# Calmar Courier

## Community News. Community Service.

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## Indecent Exposure Retrial Denied

By Michael Hohenbrink  
Editor

A Decorah man who followed around women and exposed himself at a Decorah business has been denied his demand for a retrial.

Victor Emanuel Hasvold, 39, was found guilty back in April and sentenced to six months in jail after an incident last year on Montgomery Street near the fairgrounds.

At 4:39 p.m. Sept. 3, 2021, Decorah Police Officer Adam Ytzen responded to the business in the 500 block of Montgomery Street after a man was allegedly acting in an inappropriate way toward women.

Two women gave statements to the officer that the man was “following them around, asking them how he looks in women’s leggings, and making sexual remarks to them about his [anatomy],” said Ytzen in a sworn statement with court documents.

The women went to the fitting room area, and the man followed and exposed himself.

Locking themselves in a fitting room, the women waited for Hasvold to leave.

“Video footage showed the male subject in the store and paying for items,” said Ytzen. “This footage was provided to the police department. I disseminated a screen shot to Assistant Chief Brent Parker who told

me that he identified the male subject as Victor Hasvold of Decorah.”

Previous mugshots from the police department’s files proved a match for Hasvold.

The victims were able to further cement his identity.

“A short time after leaving the Depot, I received a phone call from [one of the women] telling me that [she and the other victim] had looked on the Iowa Sex Offender Registry and saw the male subject who exposed [himself] to them on the registry. I arrived at their apartment and had them show me the picture of the subject they believe exposed himself to them. They showed me a picture on the registry of Victor Hasvold.”

While Hasvold entered a not-guilty plea, a jury trial handed him a conviction, which Hasvold then appealed.

Hasvold’s demand included the claim of improper jury instruction along with a claim that it was reasonable for him to believe the women did not mind him engaging in his actions.

“It is reasonable that the Defendant could have believed based on the witnesses coming back to his dressing room that they were ok with him showing his genitals,” according to the demand for a new trial.

The court denied Hasvold’s arguments and sentenced him to jail and a \$430 fine.

## RAGBRAI Riders Roll On

By Michael Hohenbrink  
Editor

A festive atmosphere prevailed as RAGBRAI entered the area Friday.

Organizers had a timetable, but early riders began hitting Waucoma before 7 a.m. as riders made it from Charles City out this way in quick time.

The trickle would eventually begun a deluge as the community found its streets filled with riders from all over.

While some riders appeared to take an approach of get it over with quickly, other riders went for the more leisurely pace, continuing to come into Waucoma well into the afternoon.

Few problems were seen as thousands of riders made their way through, including one medical call for a rider who fell off of his bike.

Foodstands, pie stands, BBQ and samples from PIVO Brewery were on hand at a number of stops that line W Avenue south of Waucoma.

Live music began playing Friday morning in West Union, the overnight stop, and entertainment and food were in abundance.

A heavy law enforcement contingent was on hand with the Fayette County Sheriff’s Office, Iowa State Patrol, Motor Vehicle Enforcement and West Union Police Department out in force to show a visible presence.



Top, downtown Waucoma took on a party feel Friday while above, a pair of riders get an early start on the day as they came through Waucoma. Photos by Nick Hohenbrink

## Sheriff Seeking FT Investigator

By Michael Hohenbrink  
Editor

Winneshiek County Sheriff Dan Marx approached the Winneshiek County Board of Supervisors Monday morning seeking consensus with the board on adding staff.

A dramatic growth in calls is among the driving factors. “So, that’s about doubled in the last seven years,” said Marx.

It’s not the only factor. “With that we’ve seen a major influx in [serious] crimes,” said Marx.

In response, the sheriff discussed with the board the

idea of adding a dedicated investigator, who would in turn not need to be shared with road patrol but who could devote himself to issues such as rising fentanyl use.

Marx said the office’s budget could support the hire. “We trim the fat,” said Marx. “We run lean.”

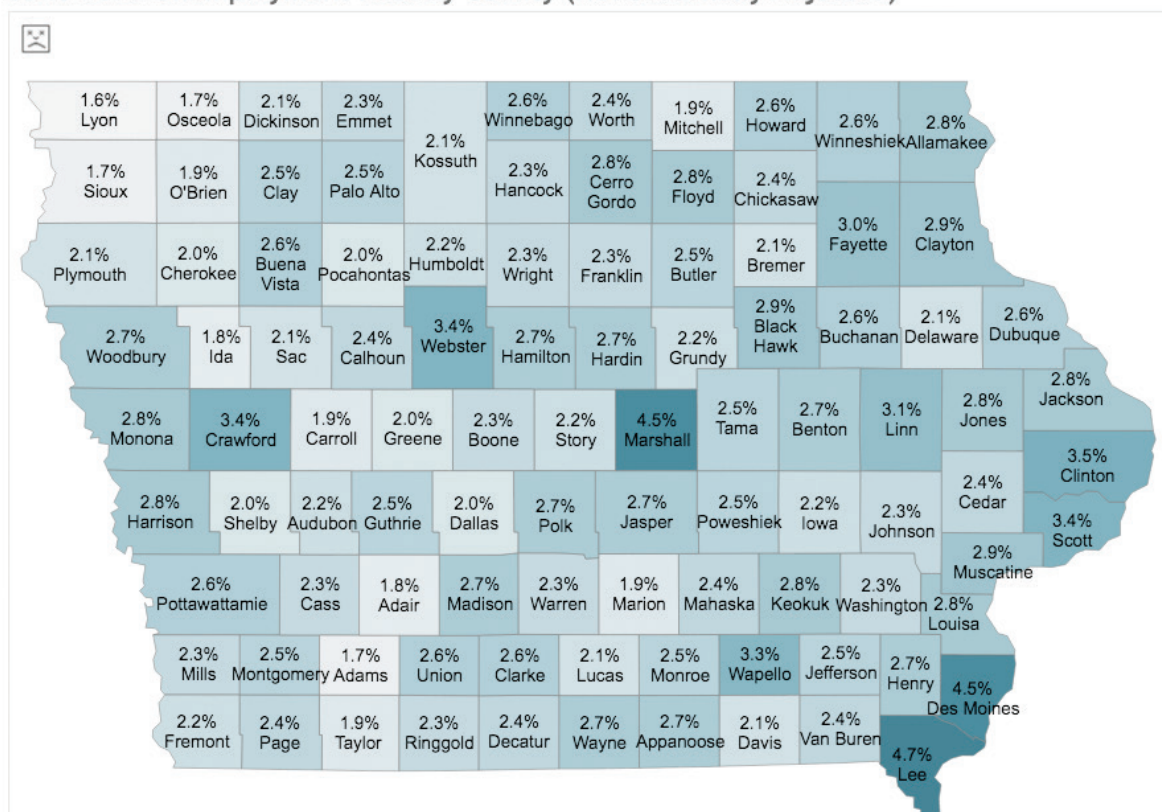
No resolution would be needed at the moment, just the board’s consensus.

“So, I’m not making any budget request,” said Marx.

Hiring is on the sheriff’s mind for down the road.

“I’m looking at first of the year, like after first of the year,” said Marx.

### June 2022 Unemployment Rate by County (Not Seasonally Adjusted)



Winneshiek County rose slightly to 2.6 percent, tying Iowa’s overall average in the latest figures released by Iowa Workforce Development. Image from Iowa Workforce Development

## Area Bests State Jobs Numbers

By Michael Hohenbrink  
Editor

Chickasaw County weighed in above the state’s 2.6 percent unemployment rate as Iowa jobs numbers continue strong despite a nationwide slow-down.

By two-tenths of a percent, Chickasaw County edged out the state average for employment numbers in the most-recent figures released by Iowa Workforce Development.

Chickasaw County stood at 2.4 percent as the regional leader while Winneshiek and Howard counties tied the state average.

Allamakee County was just a bit over at 2.8 percent, while Clayton County was at 2.9 percent and Fayette County was at three percent.

The area bucked the state trend by edging up with most area counties seeing a growth of around .4 percent.

Winneshiek County was at 2.2 percent the month before, Chickasaw had been at two percent, Allamakee was up from

2.4 percent and Clayton was up from 2.5 percent.

Fayette and Howard both rose .5 percent, from 2.5 and 2.1 percent.

“The progress in June speaks for itself. Iowa has reached an important milestone by returning to an unemployment level not seen since before the pandemic,” said Beth Townsend, director of Iowa Workforce Development. “The efforts to bring Iowans back into the workforce with promising new careers is paying off, but we’re not done yet. We remain focused on removing barriers and helping to fill the 89,000 open jobs across the state.”

The state leader was Lyon County at 1.6 percent as northwest Iowa enjoyed some of the state’s strongest numbers. That’s barely two-tenths of a percent in difference for Ida County to the state leader, an impressive result as northwest Iowa remained the state leader.

Lee County had 4.7 percent while Des Moines County to its immediate north had 4.5 percent, tying with Marshall County at 4.5 percent at the bottom of the list.

## RAGBRAI Finishes with Few Issues

By Michael Hohenbrink  
Editor

Allamakee County was able to make it through RAGBRAI with minimal problems, the Allamakee County Board of Supervisors heard Monday morning.

Though not a formal action item, supervisors got a quick brief of how RAGBRAI went.

Riders left the final overnight town of West Union in the early hours of Saturday morning and headed to Elgin before passing briefly into Clayton County.

From there, most of the final day’s ride was all Allamakee County.

Riders began hitting Postville around 7 a.m. and by 7:30 a.m. riders had the mid-section of the county.

The first riders finished and dipped their tires in the Mississippi River at Lansing around mid-day.

A steady stream of riders then began heading out.

No major trouble was seen with the Allamakee County portion.

### IN THIS ISSUE:

Local News .....	2	Legals .....	6
Opinion .....	3	Classifieds .....	6
Worship/Obituaries	4	RAGBRAI .....	8





## St. Teresa of Calcutta Sees Bike Rodeo

A bike rodeo Thursday at St. Theresa of Calcutta Child Care Center got a hand from the Winneshiek County Sheriff's Office and the Calmar Police Department with Deputy Andrew Hageman and Chief Joe Ward talking to the kids about bicycle safety with a course in the parking lot to practice staying in one's lane, stopping at stop signs and looking both directions before pedaling into the intersection. Photo by Michael Hohenbrink



## Honoring Service

Howard County Community Hospice (HCHC) continues to partner with We Honor Veterans and had a We Honor Veterans Pinning Ceremony to recognize Veteran Dennis Huinker, who served in the Air Force. He was presented with a patriotic pin, a certificate of appreciation of service, and a patriotic pillow case donated by the Thursday morning quilters. Picture (l-r) are: Cathy Hoffert, Hospice Music; Tamara Lickteig, Volunteer Coordinator; Dennis Huinker, Hospice Veteran; Lisa Kammerer, Hospice Chaplain; (back) Amanda Schmitz, Hospice Aide; Marshal Rogne, Howard County Veterans Affairs. Photo courtesy Regional Health Services



## NIBBLES

by NICHOL HOHENBRINK

## This One's Just Totally Peachy

August is National Peach Month.

Peaches are a fruit I've come to appreciate as an adult.

My mom likes to point out how I loved vegetables and disliked vegetables as a toddler.

Around the time I hit kindergarten, though, something flipped a switch to where I liked vegetables and very few fruits.

Being more open to try new things as an adult, although in some cases old, I discovered I like peaches.

Prices just seem to be going up and up at grocery stores. Our first recipe today comes from a cookbook I was able to get recently that bases things on the U.S. food stamp budget of \$4 a day. It has a copyright date of 2015, so I'm guessing the price would need to be adjusted, but the cookbook lists it as 75 cents a serving.

Confession - I tweaked the second recipe a little bit substituting in a purchased piecrust in the recipe. I'm not against making pie, but I like time-savers whenever I can aka I am not making my own piecrust!

PEACH COFFEE CAKE  
SOURCE: Good and Cheap  
YIELD: 12 servings

1 cup (2 sticks) unsalted butter, at room temperature  
6 peaches, pitted and cut into 8 slices each  
juice of 1/2 lemon  
1 teaspoon ground cinnamon  
2 cups all-purpose flour  
2 teaspoons baking powder  
1 1/2 cups plus 1 tablespoon firmly packed brown sugar  
1/8 teaspoon salt  
1 teaspoon vanilla extract  
2 large eggs

Heat the oven to 350 degrees. Use the paper wrapping from the butter to lightly grease an 8-by 11-inch

glass baking dish or 9-inch springform pan. Mix the peach slices, lemon juice, and cinnamon with your hands in a large bowl, making sure the peaches are well coated in cinnamon.

Stir together the flour and baking powder in a medium-size bowl, getting rid of any lumps. Beat the butter, 1 1/2 cups brown sugar, and salt in another large bowl, either with a wooden spoon or electric mixer.

Stop when the mixture is fluffy and has slightly lightened in color, about 5 minutes. Add the vanilla, then the eggs one at a time, fully mixing in the first before adding the second.

Add the flour mixture to the butter mixture, gently incorporating until it's smooth. The batter will be quite thick. Spread half the butter over the bottom of the buttered pan.

Evenly distribute 24 of the peach slices over the top. Spread the other half of the batter over the peaches, then top with the rest of the peaches.

Sprinkle with the remaining one tablespoon brown sugar and place the cake in the oven.

Bake until a knife inserted into the center comes out clean, about 1 hour. Enjoy.

GOLDEN DREAM PEACH PIE  
SOURCE: Pillsbury's Best of the Bake-Off Collection  
YIELD: 1 9-inch pie

1 refrigerated 9-inch pie shell, unbaked  
12 fresh or canned peach halves (or 3 cups peach slices)  
3 tablespoons butter  
1 cup firmly packed brown sugar  
1/2 cup Pillsbury's Best All Purpose flour  
2 Tablespoons water or peach juice  
1 cup whipping cream  
1/2 teaspoon vanilla  
Nutmeg

Arrange peaches, well drained, in pie shell. Melt butter in saucepan. Stir in brown sugar, flour and water; heat until sugar melts. Pour over peaches.

Bake at 475 degrees for 10 minutes. Decrease oven temperature to 375 degrees and bake 25 to 35 minutes. Cool thoroughly.

Beat whipping cream until thick.

Add vanilla and 1 tablespoon of caramelized syrup from pie; spoon around edge of pie.

Sprinkle with a little nutmeg to give it that final touch.

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All corrections will be printed on page 2A in the next issue published. The correction will denote the issue, article and incorrect information along with the correction. Digital corrections will also be made and an editor's note will be added to the bottom of the article in question noting what was inaccurate and noting when the article was amended. If the article was posted on Facebook, Twitter or any other online medium controlled by The Calmar Courier, a post will be made linking to the corrected article, noting the correction.

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## We Have Lift-Off in T-Minus....



**EDITOR'S NOTES**  
Michael Hohenbrink

I suspect it has finally sunk in for our eldest that college move-in day is right on the horizon.

For the young man who still – at last check-in – had not finished his Thank You cards for his Graduation Party, the prospect of having to pick up everything he needs (or thinks he needs) to survive the wild depths of the jungle (er, Iowa City) has his normally languid disposition moving with more than his normal saunter.

As such, he has begun the process of packing, checking while doing so what he actually has – and might still need.

Growing up, my own father worked at a factory

in northwest Ohio that made Campbell's Soup. The amount of chicken noodle soup I would wolf down as a teen and pre-teen because it was quick and easy to scarf was not small.

Unfortunately, even with my side occasionally bringing out a case or six of soup to us for visits, the eldest is out of luck taking a full case with him down to Iowa City. Instead, Grandpa sent him a gift card, which has the eldest already pondering how to stock his dorm room.

Sensible ideas – soup, dry crackers, 7-Up, et al. – were suggested. Somehow, I'm wondering if 1. potato chips, 2. cookies and 3. ice cream will instead be what we find as the wife and I make our first visit in six weeks.

The wife has taken a hard approach, drafting him for dinner preparation, so he can see how to open canned goods, prepare Mac and Cheese and

generally survive without a phone call at 11 p.m. home to ask about something basic.

Having an interview for an internship in his field the next morning and ruining his only pair of dress pants will be met with less-than-enthusiastic words.

On the plus side, a gallon of chocolate milk might last longer than a few hours around our house, and I'm cautiously hopeful the general bedlam of teens might go down a few decibels, as the twins will become the sole near-adults among the offspring.

Still, I'm also left wondering if we will have empty-nest syndrome with his departure.

Perhaps he could make the occasional call about how to crack an egg, heat up soup and get his tie straight.

Just now and then.

## Working Life Keeps Touching Us New Things



For weeks I've been referring to The Register's Annual Great Bicycle Ride Across Iowa (RAGBRAI®) by another slightly more fun and slightly less flattering name.

Yes, in a small sense I was looking forward to spending a few hours covering it, though in another sense ...

Once all was said and done, Saturday morning proved to be a lot of fun, as something between 20,000 and 25,000 riders passed through Postville on their way to a final stop at the Mississippi River in Lansing.

It's been awhile since I had anything more than a passing interest in a RAGBRAI ride.

It overnighted once in Fairfield when I was in high school and had overnight stops in both Washington and Oelwein when I worked for papers in the towns, though I was doing sports at the time.

It hit Grundy County only once when I worked there, then only as a pass-through, and I only helped with photos six years ago when it passed through Postville. In other words, this year was different.

I decided that we really only needed one person taking photos Saturday morning, and that worked out fine.

I arrived well before the flood of riders and was able to park close to downtown (actually a little too close), and was able to interview several riders before things got really busy on the photo front.

The riders I talked to, all of whom lived outside Iowa, were overwhelmingly positive about their experience. One of them even hoped to meet a possible relative he had never before known about during his visit. My hope was to capture several different angles of the ride, and I think I was able to do that.

Possibly the most unexpected aspect of the riders I saw was the variety of outfits they wore.

Most had what I would call traditional biking jerseys designed to keep their bodies as cool as possible, most of which were custom made with either a business that had sponsored them on the ride or a team they were riding for.

There were many University of Iowa jerseys and a few from other schools (I recall seeing UNI, though I never caught an Iowa State jersey).

And many of the riders adorned their helmets with decorations ranging from corncobs to ribbons to small banners. A few riders even pulled trailers with their bicycles, a feat I just can't fathom. Most of the trailers were for riders' young children, though I saw at least a couple with small dogs. One rider even pulled a large cross, though I cannot imagine that he pulled that they entire route.

RAGBRAI officials said this year's ride was one of the largest ever, with day one of the ride thought to have had the third-highest single day total in ride history.

Next year's ride, which will be the 50th, is expected to shatter records.

Don't expect a lot of small-town stops on that one – I'd guess you'll be looking at Des Moines, Cedar Rapids, etc. if the 50,000 rider number I read over the weekend comes true.

On an aside, I ended up spending a little more time in Postville than I had expected. I was thrilled to be able to find a way to park downtown – less than two blocks from the majority of the action – as I made my way to town early Saturday morning.

As they say, however, if it looks too good to be true, then sadly it probably is.

My plan was to spend a couple of hours in town taking pictures and interviewing riders and then to head home.

Unfortunately, I had parked on the route the riders were taking out of town and as I attempted to leave a frantic volunteer came screaming that I could not drive on that street.

Over the next couple of hours I watched thousands of riders stream by, called Lynnette a few times and my mom once and took a walk to grab a few more pictures.

It was a couple of hours later, once the steady stream of riders had slowed to a trickle, that I asked the local police if it would be OK if I left via the road I attempted to take before.

I offer my sincere apology for my mistake. They were in the right – my attempt to leave when I did would have been dangerous.

• • •

On a completely separate note, it is also my pleasure to announce a few changes for our northeast Iowa staff. Jenna Mulford, who had been serving in a part-time office support role in Monona, has been promoted to full time and will now serve as our main northeast Iowa sales person.

I have worked with Jen-

na for the past 10 months and was pleased when she showed interest in the full-time spot when it opened. She's been fun to work with, and I look forward to that continuing.

Jenna replaces Nicole Vega, who has been promoted to a Mid-America Publishing and Printing sales support position.

In the new role, which she has been working with for a while, Nikki will be working with a wide variety of statewide accounts while also working with the company's other salespeople. She'll also be training Jenna for her new role.

Finally, I have taken on a new role as our company's lead editor. Like Nikki, I had been doing parts of the position for awhile, though I only assumed the new title a few weeks ago.

In the new role I work directly with our other editors, leading meetings, interviewing candidates for editorial positions and training our new editors.

Last week I had the chance to visit our office in Sigourney and I look forward to visiting offices in other parts of the state as well.

I'll still also be maintaining my roles here in northeast Iowa as editor of The Outlook and, for now, interim editor of the Postville Herald.

## Instead of Canceling Student Loans, Look to Voc-Tech

**By David J. Ferreira and Chris Sinicola**  
Guest Contributors

President Biden is currently weighing a massive cancellation of federal student loan debt.

It's easy to see why. The nation's total student debt load now exceeds \$1.7 trillion.

The situation is even worse given that many student debt holders leave school without a degree – yet most still struggle for years to pay back their loans.

Moreover, it's far from clear whether all this spending on higher education is providing our economy with the workers it needs.

Even as the number of Americans with a college degree has risen, a range of vital industries – from construction and manufacturing to car repair – have seen the supply of qualified workers steadily shrink.

A long-running educational experiment in Massachusetts could point the way out of both these crises.

The state's extensive net-

work of vocational-technical schools -- or "voc-tech schools," as they're known -- offers high school students a path to career success that doesn't require an expensive four-year college degree.

By expanding this educational model to more states, policymakers could slash student debt while also addressing the skilled-worker shortage in some of the nation's biggest industries.

That so many Americans are struggling to pay down student loan debt is evidence of a larger higher-education crisis.

Today, it's conventional wisdom that even a modest middle-class existence requires a four-year college degree.

The perceived necessity of a college education has enabled institutions to charge increasingly exorbitant tuition.

Student debt levels have risen in tandem.

At the same time, those who drop out of college without a degree, or never attend to begin with, are often

condemned to low-paying jobs with few reliable paths to more gainful employment. This situation describes an enormous segment of the American workforce.

By one estimate, more than 44 percent of the nation's workers have low-wage jobs.

Of those, just under half have a high school diploma or less.

Yet companies across the economy are in dire need of skilled workers. The manufacturing sector's skilled labor shortage is on track to reach more than 2.1 million workers by the end of the decade, according to one recent study.

Across the economy, some four million skilled positions sit unfilled right now.

In short, America's current approach to higher education is failing everyone from debt-ridden college graduates to low-wage non-college graduates -- and even understaffed businesses.

Massachusetts's voc-tech model might offer a solution.

Unlike in traditional high

schools, students in the Bay State's 41 voc-tech schools spend half their time on academic work and half learning a technical trade such as automotive technology, carpentry, electronics, advanced manufacturing, or the culinary arts.

Far from detracting from academic performance, the hands-on component of voc-tech curricula actually complements and deepens student understanding of the liberal arts.

In fact, students at voc-tech schools perform roughly on par with their peers from traditional high schools on state tests -- even though they're spending half as much time on academic instruction.

The dropout rate for students in the state's voc-tech schools is one-third that for students in traditional high schools.

What this suggests is that students who graduate from voc-tech schools are just as prepared as their peers in purely academic schools to pursue a college degree.

But voc-tech students also leave school with the technical know-how to begin a fulfilling, well-paying career in one of the many industries where skilled labor is in desperately short supply.

The result is an education model that serves the needs of students while also spurring growth and creating opportunity throughout the economy -- something the status quo education system has failed to do.

There's no reason the voc-tech model must remain exclusive to the Bay State. By following Massachusetts's example, states across the country have a chance to trade in a broken, expensive approach to education for one that actually works.

*David J. Ferreira is a career vocational technical teacher, coordinator, principal, and superintendent and served as executive director of the Massachusetts Association of Vocational Administrators. Chris Sinicola is a former newspaper editor and the author of five books.*



# Worship Guide

## Ninth Sunday After Pentecost

**Bethany Lutheran Rural Ossian**  
**Sunday, Aug. 7:**  
 10:30 a.m. Worship Service

**Calmar Lutheran Calmar**  
**Sunday, Aug. 7:**  
 9 a.m. Worship

**Holy Trinity Protivin**  
**Thursday, Aug. 4:**  
 8:45 a.m. Mass  
**Sunday, Aug. 7:**  
 8:30 a.m. Mass

**Our Lady of Mt. Carmel Lawler**  
**Saturday, Aug. 6:**  
 3:15 a.m. Confession  
 4 p.m. Mass

**Our Lady of Seven Dolores Festina**  
**Saturday, Aug. 6:**  
 3:15 p.m. Confession  
 4 p.m. Mass  
 Tuesday, Aug. 9:  
 5:45 p.m. Mass

**St. Aloysius Calmar**  
**Friday, Aug. 5:**  
 8:15 a.m. Mass  
**Sunday, Aug. 7:**  
 10 a.m. Mass

**St. Benedict Decorah**  
**Saturday, Aug. 6:**  
 5 p.m. Mass  
**Sunday, Aug. 7:**  
 7:30 a.m. Mass, 10 a.m. Mass

**St. Francis de Sales Ossian**  
**Wednesday, Aug. 3:**  
 9 a.m. Mass  
**Sunday, Aug. 7:**  
 7:15 a.m. Confession  
 8 a.m. Mass

**St. John Lutheran Stapleton**  
**Sunday, Aug. 7:**  
 9 a.m.

**St. Luke St. Lucas**  
**Wednesday, Aug. 3:**  
 8:30 a.m. Mass  
**Sunday, Aug. 7:**  
 10:30 a.m. Mass

**St. Wenceslaus Spillville**  
**Thursday, Aug. 4:**  
 9 a.m. Mass  
**Saturday, Aug. 6:**  
 6 p.m. Mass

**Springfield Lutheran**  
**Sunday, Aug. 7:**  
 10:30 a.m.

**Trinity Lutheran Calmar**  
**Sunday, Aug. 7:**  
 11 a.m. Worship Service

**Guadalupe Shrine**  
 5250 Justin Road  
 La Crosse, Wisconsin  
**Sunday, Aug. 7:**  
 9:30 a.m. Traditional Latin Mass, 11 a.m. and 1 p.m. Novus Ordo Mass

## Transplant surgeon sanctioned

BY CLARK KAUFFMAN  
 IOWA CAPITAL DISPATCH

A University of Iowa transplant surgeon has been sanctioned by state licensing authorities after being accused of being under the influence of drugs while operating on a patient who died during the procedure.

The patient death occurred in 2017 when Dr. Alan Hemming was the director of the Center for Hepatobiliary Disease and Transplantation at the University of California in San Diego. Currently, Hemming is a clinical professor of surgery at the University of Iowa.

According to California state records, in September 2017, one of Hemming's colleagues at UC spoke to him about two livers that were available for a transplant patient who had end-stage liver disease. The worker noticed Hemming had a hard time following what she was saying and that he was unable to differentiate between the two available livers. A day later, Hemming was notified of surgery that was planned for the patient the next morning at 6 a.m.

Hemming didn't appear at the hospital for the surgery, which eventually proceeded with another doctor in his place. A UC employee was able to reach Hemming by phone at 9 a.m., at which point Hemming allegedly yelled that the procedure should not go forward.

At 9:45 a.m. that day, Hemming allegedly appeared in the operating room, by which time his colleagues had almost completed the removal of the patient's old liver. He did not have a surgical hat on and was instructed to go get one. He then scrubbed in and took over as the lead surgeon.

At one point in the procedure, Hemming allegedly stopped and began swaying back and forth. When asked if he all right, he allegedly replied that he was tired and that interns kept calling him during the night. He then proceeded with the operation and allegedly cut the patient's hepatic vein, which runs from the liver to the heart, causing the patient to bleed profusely. A colleague tried to intervene and help stop the bleeding but Hemming allegedly refused to let her assist.

An anesthesiologist then stepped in and began giving the patient multiple units of blood. Hemming was unable to stitch the vein closed and the surgical team had a hard time placing the new liver in the patient due to the bleeding.

Hemming continued to try to stitch shut the cut vein, according to California state records, but the stitches became tangled and he allegedly wound up sewing some veins closed while sewing other things to the back wall of the surgical opening. When a col-

league repeatedly tried to explain the errors, Hemming reportedly appeared unable to comprehend what she was saying.

According to the California state records, Hemming then unclamped another vein, causing more bleeding, and for 20 minutes the patient coded – a term that is generally used to describe someone in cardiac arrest. Then, when a colleague's glove got caught on a clamp, Hemming allegedly opted not to cut the glove or put on another clamp. Instead, he reportedly released the clamp, causing the patient to bleed out from the heart and die.

In the immediate aftermath of the surgery, Hemming allegedly blamed one his operating-room colleagues for the death, then began wandering around while asking where the operating room was.

During a subsequent investigation, Hemming reportedly attributed his conduct to the Ambien – a sedative hypnotic that is also a Schedule IV narcotic – he took the night before.

Several months later, he was removed as UC's head of the transplant program. At the time, neither the school nor Hemming commented publicly on the reason for the change.

In 2019, Hemming moved to Iowa and, according to California licensing authorities, took a position as the University of Iowa's surgical director of the liver transplant program.

Last October, the California licensing board filed charges against Hemming over the 2017 operation. The board charged him with gross negligence, alleging he had operated on a patient while in an altered state and then failed to speak to the patient's family immediately after the procedure. He also was charged with using a controlled substance to the extent that it impaired his ability to practice medicine, and with repeated negligent acts.

Two weeks after filing those charges, the board acknowledged that Hemming's move to Iowa meant that the imposition of probation was not feasible. Hemming agreed to surrender his license to practice medicine in California where, he told the board, he had no intention of returning.

The Iowa Board of Medicine recently voted to fine Hemming \$5,000 and issue him a warning, stating that if he again engages in the conduct alleged by the California board he could face further disciplinary action.

In addition, the board has placed Hemming's Iowa license on probation for five years during which time he will participate in a monitoring program.

Hemming did not return Iowa Capital Dispatch's call seeking comment Thursday.

## Fired pharmacy worker sues Walmart

By Clark Kauffman  
 Iowa Capital Dispatch

A Clarke County pharmacy worker is suing Walmart, claiming the retailer fired her after she failed an improperly administered drug test.

In her lawsuit, Misty Coenen alleges that in 2014, Walmart hired her to work in one of the company's stores as a pharmacy technician.

On Oct. 22, 2021, the lawsuit claims, District Manager Nancy Laymon called Coenen into her office where the two spoke to Walmart Global Investigator John Oldfather.

Coenen alleges Oldfather told her she needed to submit to a drug test based

on reasonable suspicion of drug use that stemmed from a text-message exchange she had with someone four months earlier.

The next day, she submitted to the drug test, but the urine sample she provided was not split into two samples, as is normally the case, to allow for two separate tests. A few weeks later, she was fired, with her termination letter stating she had tested positive for drugs of some kind.

Her lawsuit alleges Walmart's drug testing policy does not comport with the requirements of Iowa law in that there was no rational basis for the test, and the test

itself did not result in the sample being split into two components, denying her the right to obtain a second test at a laboratory of her choosing.

Criminal court records indicate that in July 2021, Clarke County authorities obtained a search warrant for Coenen's phone after she was charged with violating a no-contact order.

That case resulted in a deferred judgment but based on text messages recovered from her phone, Coenen was subsequently charged with 18 counts of violating a no-contact order. Those charges are still pending.

## Obituaries

### Anna May Schneberger 1933-2022

Anna May Schneberger, 88, of West Union, died on Friday, July 22, 2022 at Good Samaritan Society in West Union, IA.



Anna May (Gorman) Schneberger was born Oct. 9, 1933, the daughter of Gerald and Rosalia (Elsbernd) Gorman in Austin, Minnesota. Anna May attended the Queen of Angels Catholic Grade School and graduated from St. Augustine Catholic High School in 1951.

Anna May met her future husband, Robert, at a baseball game while she visited relatives in Festina. They were married on June 4, 1952, at the Queen of Angels Catholic Church; their wedding dance was held at the Inwood in Spillville. They lived in and around the Festina area, where they raised their family of eight children. Anna May worked part-time at Ostranders Restaurant in Decorah and the Red Vest in Calmar and drove school bus locally. Anna May returned to school to receive her nursing degrees: LPN and RN at Area One, Calmar, and her BSN from Upper Iowa University in 1981. She worked at Schoitz Hospital in Waterloo, the New Hampton Hospital and at the West Union Hospital for 20 years, retiring in 1997. She was a Certified Diabetes Educator and a supervisor of the Cardiac Unit at the Palmer Lutheran Hospital in West Union. She served for two terms as president of the American Heart Association Chapter in West Union. In her younger years, Anna May enjoyed swimming, lifeguarding and Girl Scouts. Her family brought her great joy and pride. She enjoyed music, dancing, camping, canoeing, fishing, traveling, sewing, reading, watching TV, gardening, cooking and canning. Anna May was a member of Our Lady of Seven Dolores Catholic Church.

Anna May is survived by her eight children: Roxanne Schneberger, of River Falls, Wisconsin; Galen (Diane) Schneberger, of Minden, Nevada; Joseph (Angie Mear-don) Schneberger, of Fayette; Brian (Dianne) Schneberger, of West Union; Larry (Terri) Schneberger, of Decorah; Jean (Kevin) Cavanaugh, of Waterloo; Alan (Carolyn) Schneberger, of Ames, and Coral Schneberger, of Waterloo; five grandchildren: Jenny (Kevin) Campbell, Adam (Annie) Schneberger, Sean (Isabel Carter) Cavanaugh, Andrea Schneberger andindra (Steve) Fritz; five great grandchildren: Carson and Brooks Campbell, Aiden Schneberger, Hunter McGee and Cayden Fritz; two great-great-grandchildren: Liam and Remington McGee; one brother: Wayne (Darlene) Gorman, of Austin, Minnesota; one sister: Mary Kay (Arnie) Olson, of Minneapolis, Minnesota; four sisters-in-law: Yvonne Gorman, of Austin, Minnesota; Marcie Schneberger, of Fort Atkinson; Margaret Zumach, of La Crosse, Wisconsin, and Lois Schneberger, Scottsdale, Arizona; five brothers-in-law: Ken (Ethel Mae) Schneberger, of New Hampton; James Schneberger, of Calmar; Gerry Schneberger, of Venice, Florida; Paul (Lori) Schneberger, of Mansfield, Texas, and Duane Schneberger, of Twin Falls, Idaho, along with many nieces, nephews and great nieces and nephews.

Anna May was preceded in death by her husband, Robert Schneberger; parents: Gerald and Rosalia (Elsbernd) Gorman; one brother: Ardel Gorman; one sister: Colette Schaefer; one grandson, Troy Kruse; her father-in-law and mother-in-law: Hubert and Albina (Huinker) Schneberger; four brothers-in-law: Robert Schaefer, Leroy Schneberger, Milo Zumach and Vern Hanken and six sisters-in-law: Alice Schneberger in infancy, Agnes (Schneberger) Butterfield, Alma Schneberger, Audrey Schneberger, Germaine Schneberger and Marie Hanken.

### St. Rose of Lima Mass Announced

Mass will be offered Wednesday, Aug. 24 at St. Rose of Lima Cemetery in rural Waucoma. Mass will begin at 5 p.m.



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## Winneshiek County Courthouse

*All suspects are presumed innocent until proven guilty in a court of law or by administrative action.*

**Traffic**  
Raymond Mark Pfaffenhauser, of Pueblo, Colorado, no valid driver's license; Donald Vernon Lund III, of Caledonia, Minnesota, no valid driver's license; speeding; Jordan Richard Hanson, of Melrose, Wisconsin, operating non-registered vehicle; Brock Benjamin Willey, of Ossian, speeding; Angela Marie Franzen, of Ossian, no valid driver's license; Mariana Solis Escamilla, of Postville, speeding; John T. Riegleman, of Mayville, Wisconsin, speeding; Dejuan Allen Washington, of Madison, Wisconsin, failure to yield upon left turn; Timothy Sean Schreiber, of Hoboken, New Jer-

sey, speeding; David Paul Coulter, of Waukon, failure to comply with safety regulations/rules; Katie J. McLaughlin, of Hastings, Minnesota, speeding; Shantel Kay Lensing, of Calmar, speeding; Santo Genaro Guerrera Rayo, of Spring Grove, Minnesota, no valid driver's licenses; Kevin Duane Gilbertson, of Decorah, striking unattended vehicle; Lauriano Tzompaxtle, of Ridgeway, no valid driver's license, no insurance, speeding; unlawful use of license or non-operator's ID; Antonio Dwayne Lindsey, of Mobile, Alabama, speeding; Taylor Mark Vagts, of West Union, dark window or windshield; Keeaunna Alexys Wilson, of Ridgeway, failure to yield half of roadway; Alana Rain Walters, of Otsego, Minnesota,

speeding; Jamie Mae Dawley, of Ossian, speeding; Suzanne B. Falck Yi, of Forest City, speeding; Kimberly Sue Blaess, of Decorah, speeding; Ruth Ann Kaytlin Jackson, of Bloomington, Wisconsin, speeding; Jade Faith Hanson, of Owatonna, Minnesota, speeding; Steven Clarence Bruess, of Waucoma, speeding; Jeremy John Hackenmiller, of Stacyville, maximum group axle weight violation; Katie Lynne Casterton, of Decorah, speeding; Kellieann Michelle Barreras, of Ridgeway, speeding; James Dale Starkey, of Charles City, failure to comply with safety regulations/rules; Kathleen Marie Ritner, of Decorah, speeding; Stephen Deere Bacon, of Plymouth, Minnesota, speeding; Ericka Rose Moudry, of Protivin, speed-

ing; Daniel Charels Moritz, of West Union, speeding; Nuchem Yoel Hammerman, of Brooklyn, New York, speeding; Ruth Hazel Emery, of Waucoma, speeding; Kimberly Elsbeth Kraft, of West Union, speeding; Dale Norman Garness, of Mabel, Minnesota, speeding

**Small Claims**  
LVNV Funding, LLC, of Plymouth, Minnesota, versus Tara Collette Albertson, of Waucoma, original notice  
LVNV Funding, LLC, of Plymouth, Minnesota, versus Steve W. Folstad, of Decorah, original notice  
George Walter Selig, of Decorah, original notice

**Criminal**  
Steven Charles Dunnum, of Decorah, hearing for an initial appearance

Michael Jacob Foland, of Calmar, order of dispo-

sition, eluding, \$1,025 fine suspended, five years in prison, residential facility until maximum benefit, five years of probation; order of disposition, failure to affix drug tax stamp, \$1,025 fine suspended, five years in prison suspended, five years of probation; order of disposition, failure to affix drug tax stamp, \$1,025 fine suspended, five years in prison suspended, five years of probation; order of disposition, failure to affix drug tax stamp, \$1,025 fine suspended, five years in prison suspended, five years of probation; order of disposition, failure to affix drug tax stamp, \$1,025 fine suspended, five years in prison suspended, five years of probation; order of disposition, failure to affix drug tax stamp, \$1,025 fine suspended, five years in prison suspended, five years of probation; motion to dismiss

Joshua Robert Amunrud, of Dorchester, of order setting trial, Nov. 2, 9 a.m.

Brandon Elliot Schmidt, of Decorah, hearing for an

initial appearance  
Justin Michael Schomacker, of West Union, hearing for an initial appearance

John William Sexton, of Cedar Rapids, hearing for an initial appearance

Ricky Lee Ferring, of Lansing, motion for continuance

Nicholas Allen Woods, of Clive, criminal complaint  
James Scott Bruns, of Calmar, order setting trial

**OWI**  
Jose Luis Nieves Rodriguez, of Waukon, order for probation revocation; Brandon B. Schneider, of Decorah, order setting trial, Nov. 2, 9 a.m.; Curtis Allen Williams, of West Union, order for arraignment; John Carols Harbin, Sr., of West Union, complaint; Ryan James Hierlameir, of Edina, Minnesota, complaint

## Fayette County Courthouse

*All suspects are presumed innocent until proven guilty in a court of law or by administrative action.*

**Traffic**  
Christine Ann Vanhorn, of Spillville, no registration; Eli Allen Elledge, of Aurora, seat belt, fraudulent use of registration; Chester Lee Mosby, of Oelwein, speeding; Zev Avrohom Frimerman, of Postville, speeding; Eddie D. Gingerich, of Hawk-

eye, dark window or windshield; Scott Jordan Fischer, of Fayette, no registration; Mitchell Duane Maki, of Independence, speeding; Morgan Kay Robinson, of Maynard, no registration; Matthew P. Henning, of Decorah, speeding; James Raymond Breedlove, of Cedar Rapids, speeding; Susan Ramona Gaffer, of St. Lucas, speeding; Dennis Duane Dotzler, of Decorah, speed-

ing; Kathleen Ann Tyler, of Fayette, speeding; Cheryl Lynne Novak, of Spillville, speeding; Terrishane Almetreze Mathews, of Oelwein, seat belt; Darryl John Hovden, of Decorah, maximum gross weight violation; William Joseph Pertzborn, of Stoughton, Wisconsin, speeding; Aaron David Carol, of Galesburg, Illinois, speeding; Jordan Matthew Walker, of Grinnell, speeding; Moise Mukunde,

of Cedar Rapids, failure to obey traffic control device; Nora Jean Thornton, of Elkader, speeding; Nicholas Wilson Roemer, of West Union, failure to obey traffic control device; Carter Thomas Reicks, of Lawler, speeding; Yoselin Dinor Perez Marroquin, of Waterloo, speeding; Shawna Lynn Poppe, of Canton, Minnesota, speeding

**Civil**  
GR Properties, LLC, of

Arlington, versus Amie Hageman, of Decorah, default judgment, \$2,100, plus interest

Farmers Union Co-Op, of Charles City, versus Ralph Merle McMullen, of Fort Atkinson, order for judgment, \$556.46, plus interest

Danielle Aaron Wenthold, of Waucoma, versus Morgan Anne Bakum, of Fort Atkinson; Travis Allen Bakkum, of

Waucoma, and M&M Performance Horses, of Fort Atkinson, order setting trial, Sept. 28, 11 a.m.

**Criminal**  
Satasha Marie Schuman, of Decorah, order for arraignment

Robert Dale Kruse, of Fort Atkinson, motion for continuance

**OWI**  
Trynt Izek Alin Telsrow, of Decorah, order for arraignment

## Sheriff's Report

### Winneshiek County Sheriff's Office

**July 24**  
Ryan Hierlmaier, 36, of Edina, Minnesota, was arrested and booked into the Winneshiek County Jail for operating while under the influence.

**July 26**  
Marta Janette Kelsay, 76, of Spillville, was cited for failure to yield upon left turn after she was northbound on Highway 52 and turned in front of Joshua Lavern Krueger, 45, of Frederika, who was southbound at 1:07 p.m.

Justin Schomacker, 30, of Fort Atkinson, was transported from the Allamakee County Jail on a warrant for violation of pre-trial supervision.

### Fayette County Sheriff's Office

**July 23**  
The Fayette County Sheriff's Office received a 911 call at approximately 2:09 a.m. of a driving complaint on W

Avenue near 60th Street, approximately five miles west of Oelwein. David Alen Lee, 41, of Westgate, was arrested for operating while intoxicated – second offense, an aggravated misdemeanor.

**July 24**  
At 2:16 p.m. the Fayette County Sheriff's Office took a report of a possible domestic situation located in the city of Fayette. Once deputies arrived a male took off running from the residence. Anthony Tyrone Harris, 32, of Dubuque, was found hiding near the UIU campus. Another foot chase took place, and Harris was taken into custody with out further incident. He was charged with domestic abuse – third, a class "D" felony; interference with official acts, an aggravated misdemeanor, and driving while revoked, a serious misdemeanor.

**July 25**  
At 10:44 a.m. the Fayette County Sheriff's Office arrested Jeffery Richard Woods, 57, of Maynard, on a Fayette County warrant for probation violation.

At approximately 4:27 a.m., the Fayette County Sheriff's

Office responded to a 911 call of a vehicle in the ditch on M Avenue near 200th Street, approximately two miles southwest of West Union. Its driver was southbound when he lost control and entered the west side ditch. The driver fled the scene before law enforcement's arrival. The passenger was treated for minor injuries.

**July 26**  
At approximately 10:55 p.m., a deputy initiated a stop on a motorcycle in Maynard for a traffic infraction. Ryan Michael Paul, 40, of Maynard, was arrested and charged with driving while license suspended, no valid driver's license, no insurance and operating without registration.

The Fayette County Sheriff's Office assisted the Iowa Department of Corrections on a home visit where numerous drug paraphernalia items were seized along with marijuana and methamphetamine. Jordan Tyler Kline, 22, of Eldorado, was arrested and transported to the Fayette County Jail where he was charged with possession of methamphetamine – second offense, possession of marijuana and possession of drug paraphernalia.

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### Fire and EMS Calls

**July 25**  
Tri-State ambulance was dispatched to M Avenue near 200th Street at 4:28 a.m. for a vehicle in the ditch. One person was transported to Gundersen-Palmer Lutheran Hospital.

**July 27**  
WMC ambulance and Decorah first responders were dispatched to the 700 block of Commerce Drive at 7:24 a.m. for a man having a medical issue.

**July 29**  
WMC ambulance and South Winn first responders were dispatched to the 2000 block of B32 for an elderly man with a medical issue at 9:21 a.m.

**July 31**  
Calmar FD, first responders and WMC ambulance were dispatched to a two-vehicle accident south of town on Highway 24 at 1:24 p.m.

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## THANK YOU

Many thanks to all the family, neighbors, friends and complete strangers who gave up their precious time to assist with the storm damage. All arrived with the necessary equipment and cleaned up in such a timely fashion. It was wonderful and truly touched our hearts with love. Calmar is a great place to live. Thanks Much. Kyke and Bev. Lutkenhaus

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## HELP WANTED

WINNESHIEK COUNTY will be accepting applications for the position of "Equipment Operator II" for the Secondary Road Department until 4:00 p.m. Friday, August 19, 2022 at the office of the Winneshiek County Engineer, 201 W. Main, Decorah, IA 52101.

Applications and job description are available at the Engineers Office and [www.winneshiekcourt.gov/jobs.html](http://www.winneshiekcourt.gov/jobs.html).  
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## NOTICE

### WINNESHIEK COUNTY BOARD OF SUPERVISORS MINUTES JULY 18, 2022

The Board of Supervisors met at 9:30am July 18, 2022 with Vick, Beard, Langreck, Vermace, and Rustad present. Moved by Rustad and seconded by Vick to open the public hearing on the proposed repeal of the UTV Ordinance. Motion carried unanimously. Board members reported comments they had received. No additional comments were received during the hearing. Moved by Vick and seconded by Beard to close the public hearing. Motion carried unanimously. Moved by Beard and seconded by Vick to adopt resolution 23-04 repealing Ordinance 19-213, the UTV Ordinance. Motion carried unanimously by roll call vote. Complete resolution will be on file in the County Auditor's Office. Lee Bjerke, County Engineer, met with the Board to discuss road matters. Moved by Beard and seconded by Vermace to enter closed session for a Personnel Disciplinary Hearing, at the request of the subject employee under Iowa Code 21.5(1)(i). Motion carried unanimously by roll call vote. A closed session was held. Moved by Rustad and seconded by Vick to resume open session. Motion carried unanimously by roll call vote. No additional actions were taken as a result of the discussion

held in closed session. Andy Van Der Maaten, County Attorney, met with the Board to discuss county issues. Moved by Vick and seconded by Rustad to approve the Master Matrix letter in regards to KG4 Dairy. Motion carried unanimously. Moved by Rustad and seconded by Beard to approve the change order with ArcaSearch for additional imaging in the Recorder's Office. Motion carried unanimously. Moved by Vick and seconded by Rustad to accept, file, and publish the Treasurer's Semi-Annual report. Motion carried unanimously. Moved by Vick and seconded by Beard to approve the Addendum to Lease Agreement with Wellington Place in regards to insurance coverage. Motion carried unanimously. Moved by Vick and seconded by Vermace to approve the minutes of the last meeting. Motion carried unanimously. Moved by Vick and seconded by Rustad to adjourn to 9:30am Monday, July 25, 2022. Motion carried unanimously.

ATTEST  
Benjamin D Steines  
County Auditor  
Daniel Langreck, Chairman,  
Winneshiek County Board of Supervisors

Published in the Calmar Courier Tuesday, Aug. 2, 2022

## FREE COLLEGE FINANCING INFO



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## Water Utilities Join Forever Chemicals Lawsuit

BY JARED STRONG  
IOWA CAPITAL DISPATCH

Trustees of two Des Moines metro area drinking water producers have voted to join hundreds of civil claims against manufacturers of firefighting foams that contain so-called "forever chemicals," which have contaminated Iowa water.

Des Moines Water Works and West Des Moines Water Works are pursuing the litigation to help offset anticipated future costs to remove the chemicals from their treated water. Tests of both systems' drinking water in recent months have revealed concentrations of perfluoroalkyl and polyfluoroalkyl substances — or PFAS, for short — that exceed new federal health advisories.

Those advisories are unenforceable goals to protect people from the health effects that have been linked to the chemicals. The toxins persist indefinitely in the environment and are believed to be detectable in the blood of the vast majority of people in the United States. Those health effects include cancers, liver damage, infant development delays and others.

The U.S. Environmental Protection Agency is expected to set enforceable limits on the chemicals that could force water utilities to remove them as part of their treatment processes.

"We know we're doing everything we can to mitigate the problem," said Christina Murphy, general manager of the West Des Moines utility. "The treatment options — they're not simple. They can be quite expensive and challenging."

It's unclear how much the new equipment might cost and whether there will be significant ongoing expenses to operate it, she said.

The utility was among the first in the state to tackle the issue after tests last year revealed its treated drinking water had a combined concentration of the two most-prominent PFAS of 5.3 parts per trillion.

At the time, it was well below the federal advisory of 70 parts per trillion, but in June the EPA reduced that to .004 parts per trillion for one of the PFAS and .02 parts per trillion for the other.

Current testing technology is incapable of detecting concentrations that small. One of the PFAS would have to be about 500 times its advisory level to be seen by the tests.

West Des Moines Water Works shut down its most-contaminated well — with a combined concentration of 32 parts per trillion of the two PFAS — to reduce the contamination

of its treated water. It was successful: The chemicals weren't detected in subsequent tests.

But the utility was forced to start drawing from the well again because other wells were shut down for maintenance, Murphy said, and the demand for water has increased with hotter temperatures and drier conditions.

Recent tests of the treated water that might again reveal PFAS contamination are pending. The utility is also in the process of testing its 17 shallow wells for PFAS. It's not testing its four deep wells because they are far less likely to be contaminated.

Firefighting foam is a potential source of contamination in West Des Moines, and it's the subject of the multistate lawsuit that the two metro utilities recently voted to join. They utilities were approached by law firms that are helping litigate it, including The Driscoll Firm in Missouri.

The foam is believed to have contaminated groundwater near military bases, airports and other sites.

The litigation is ongoing in federal court in South Carolina, where it was initially consolidated in late 2018 from 75 pending cases in seven states, according to court records. It now includes hundreds of cases.

Prominent defendants of the lawsuits are companies that manufactured PFAS or used them to create the foams, including 3M, DuPont, Kidde and Tyco. Federal court records note about 40 defendants.

It's unclear how long the litigation will take to conclude or how much the payouts might be to the central Iowa utilities if it is successful.

The attorneys representing the utilities are paid fees based on how much they collect. Murphy said their agreement would pay the attorneys one-third of the award.

The Iowa Department of Natural Resources has discovered PFAS in about a dozen community drinking water supplies in the state in the past year. Those tests did not find the chemicals in Des Moines Water Works' treated water, but the utility has said its own testing has detected PFAS sporadically at its plant on Fleur Drive since February 2021 at concentrations of up to 3 parts per trillion.

A creek that drains part of a local Iowa Air National Guard base — which has known PFAS contamination — flows through Water Works Park and into the Raccoon River. The Fleur treatment plant draws water from the river.

## Highway 64 Auction Pre-Harvest Consignment Auction

Consignments Wanted!  
Accepting Consignments August 1st

Last Day To Consign August 13th @ Noon - Accepting Consignments Monday-Friday 8:00am-4:00pm / Saturday 8:00-Noon

Auction Date: August 20th & August 21st 2022 - Location 5498 Hwy 64, Baldwin, IA 52207

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Ditch Witch MX272 Mini Excavator 320 Hrs	John Deere 3038E Loader Tractor 69 Hrs	John Deere 568 Round Baler
John Deere 5055E Loader Tractor 320 Hrs	New Holland 316 Square Baler	MEC 2033 Electric Scissor Lift
John Deere 844 Wheel Loader	John Deere 3950 Pull Type Chopper	Apache Creep Feeder w/ Gates



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Reach the Calmar Courier at 563-562-3488 or [news@calmarcourier.com](mailto:news@calmarcourier.com)



# Nursing student sues school after dean demands ‘published tenets’

BY CLARK KAUFFMAN  
IOWA CAPITAL DISPATCH

A former nursing student is suing a western Iowa university over its insistence that he be vaccinated for COVID-19 before taking part in clinical work at Iowa hospitals.

Court records indicate that Andrew Perry of Kansas, an undergraduate student at Sioux Center’s Dordt University, was a junior during the 2021-22 school year at the school. Until this spring, he was pursuing a nursing degree at Dordt with the goal of becoming a registered nurse.

His academic program required him to spend much of his junior year in clinical rotations at area hospitals, attending to actual patients and providing care under the supervision of Dordt faculty and the hospitals’ doctors and nurses.

In late 2021, the federal government imposed a requirement that all personnel in any hospital that received funding from the Medicare or Medicaid programs be vaccinated against

the COVID-19 virus. The requirement applied to the hospitals that were hosting clinical rotations for Dordt students.

Citing what he calls his “sincerely held and firm religious objections to taking the COVID-19 vaccine,” Perry applied for a religious exemption from the vaccine requirement. Because he was a nursing student and not a hospital employee, his application for an exemption was made to the school.

According to Perry’s lawsuit, his request for an exemption was denied by Aaron Baart, Dordt’s chief of staff and the dean of its chapel. The lawsuit claims Baart stated that in keeping with state guidelines, Perry’s beliefs must be religious and not based merely on philosophical, scientific, moral, personal, or medical opposition to immunizations.

The lawsuit claims that Baart said a valid request for a religious exemption would have to include a “published copy” of the tenets and practices of the recognized denomination of which Perry claimed to be a member. Because Perry failed to

provide that, according to his lawsuit, Baart said his request for an exemption was being denied.

Unable to complete clinical rotations in the spring 2022 semester, Perry was dropped from the nursing program.

In his lawsuit, Perry argues that because the school has granted religious exemptions to other students and denied one to him, it has discriminated against him because of his religion in violation of Iowa law.

Perry’s lawsuit gives no indication as to what Perry’s religion is.

He is represented by Alan Ostergren, who is also the attorney for the Kirkwood Institute, which has been pursuing litigation against the state and other governmental agencies on a number of issues.

Dordt University has yet to file a response to the lawsuit and was recently granted an extension of time to do so.

## Regents schools increase tuition 4.25 percent

BY ROBIN OPSAHL  
IOWA CAPITAL DISPATCH

Going to college will cost more at Iowa public universities starting next year, after the Iowa Board of Regents unanimously approved a tuition hike.

The board voted in favor of increasing tuition by 4.25 percent at Iowa State University, University of Northern Iowa and University of Iowa. The new costs go into effect for the 2022-2023 school year.

Board members approved the increase quickly during the meeting, having spent several previous meetings

debating the new costs. Students and other speakers argued that increasing tuition would make college less accessible in previous meetings, but board members maintained it was necessary to keep up with inflation.

During the meeting, board member David Barker cited the Higher Education Price Index (HEPI), which projected a 3.7 percent inflation to the costs of running colleges in financial year 2023. The approved tuition increase exceeds that amount, but he said it’s offset by the board’s tuition decisions in previous years.

“We look over the last

couple of years, our increases will be less than the cumulative increase in HEPI,” Barker said.

The Board of Regents also approved raising tuition in 2021, when costs increased by 3.5 percent for both University of Iowa and Iowa State University’s in-state students, and by 1.5 percent at the University of Northern Iowa.

The move comes after the Board of Regents failed to secure a requested \$15 million increase in state funding during this year’s legislative session. Lawmakers did approve an additional \$5.5 million in general aid, but it

came after the state took \$7 million from the Regents’ budget in fiscal year 2021, and held funding flat in 2022. Compared to 2009, 2023 appropriations are down \$85 million.

The tuition hike is expected to generate \$35 million in incremental revenue for fiscal year 2023. That amount will help offset inflation of costs of goods and services used by universities, as well as the terms of collective bargaining headed into the new school year, according to a board report. Students at the three universities will now pay more than \$300 more in tuition each year.

## Elsbernd Seeks Crown

Seven young women involved within Iowa’s dairy community will compete to win the title of 69th Iowa Dairy Princess including a Calmar girl.

The coronation ceremony will take place Wednesday, Aug. 10, at 7:30 p.m. at the Multi-Media Center of the Cattle Barn at the Iowa State Fairgrounds in Des Moines.

The Iowa Dairy Princess and Alternate connect with consumers and help them understand the dedication of dairy farm families to their cows, their land and the milk they produce.

The contestants are:  
Haily Backer, 18, daughter of Benjamin and Jennifer Backer, of Greene, representing Butler County;  
Ashley Elsbernd, 18, daughter of Peter and Kristi Elsbernd, of Calmar, representing Winneshiek County;  
Kiersten Gibbs, 17, daughter of Chris and Kerri Gibbs, of Waterville, representing Allamakee County;  
Courtney Goedken, 18, daughter of Tim and Joan Goedken, of Hopkinton, representing Delaware County;  
Emma Jecklin, 19, daughter of Gary and Brenda Jecklin, of Durango, representing Dubuque County;  
Emily Manweiler, 18, daughter of William and Karen Manweiler, of Sumner, representing Iowa Jersey Cattle Club; and  
Naomi Scott, 19, daughter of Mike and Kathleen Scott, representing Iowa Holstein Association.

The winners are chosen on the basis of their knowledge and enthusiasm about dairy, personality and communication ability during judging which begins Tuesday, Aug. 9. Both the princess and alternate will receive scholarships from Midwest Dairy, which sponsors the contest and princess program on behalf of Iowa’s dairy farmers.

The outgoing 2021-22 Iowa Dairy Princess is Raegan Kime, daughter of Dana and Annette Kime, of Waucoma, and the Alternate Princess is Hillary Burken, daughter of Marty Burken and Susan O’Neill, of Clinton. Their reigns will be completed at the end of the month, and the new Princess and Alternate will begin their duties Sept. 1.

## Renters say city inspections violate privacy

BY CLARK KAUFFMAN  
IOWA CAPITAL DISPATCH

The ability of Iowa cities to conduct routine inspections of rental properties is being challenged in state court.

Lawyers for a small group of landlords and renters in western Iowa warn that cities’ building and rental inspectors can use their access to a person’s property to gather information about the occupant’s sex life, medical conditions and religious and political beliefs.

The inspectors, they say, enter “the most intimate confines of tenants’ homes — including bedrooms, bathrooms, kitchens and closets — in search of housing code violations,” and they’re hoping the Iowa courts will put a stop to that.

Last year, the city council in Orange City approved a rental housing inspection program that calls for the city’s Code Enforcement Department to routinely inspect, every five years, all apartments and houses offered that are occupied on a rental basis.

The department can also conduct inspections after fielding complaints of possible building code violations. The city ordinance provides that if a landlord or renter refuses entry, the city can seek an administrative search warrant that would allow inspectors onto the property.

Around the time the city approved the program, it asked Beverly Van Dam of 3D Rentals and Josh Dykstra of DP Homes to register their rental units with the city.

A few weeks later, Van Dam and Dykstra, along with their renters, sent the city a set of letters objecting to the routine inspection of their properties.

In the letters, they argued that a nonconsensual inspection conducted through the use of an administrative search warrant issued with no specific probable cause is a violation of the Iowa Constitution.

The city responded by indicating it intended to continue to pursue the process of inspecting rental units.

Days later, Van Dam and Dykstra and their renters filed suit against the city, asking for a temporary injunction to block the inspections and seeking a court declaration that the inspections were unlawful.

The landlords and renters argue that the process for obtaining an administrative search warrant simply to fulfill the requirement of an inspection every five years fails to satisfy a legal requirement that the city have probable cause to conduct a nonconsensual inspection.

To establish probable cause, they say, there “must be some plausible basis for believing that a violation is likely to be found.”

Last October, a judge rejected the city’s motion to dismiss the case, noting that the Iowa Supreme Court has held that the Iowa Constitution’s protection against unreasonable seizures and searches applies not just in criminal cases, but in civil actions, as well. The judge held that the question surrounding the constitutionality of the ordinance would be properly considered at a later date.

Since then, the two sides have battled over access to information, with the landlords’ and renters’ Iowa attorney, Alan Ostergren of the Kirkwood Institute, questioning whether the city had fully complied with his requests for information. In April, Ostergren asked the court to order the city turn over the records.

Recently, the court overruled the city’s objections with regard to a dozen requests for information, but agreed with the city that six requests were irrelevant to the case at hand.

In addition, the court ordered the city to “update their incomplete responses to questions” posed by the plaintiffs.

The outcome of the case could have major implications for other Iowa cities and their ability to enforce building code

requirements that are intended to protect both renters and neighbors of rental properties.

According to the Iowa League of Cities, many cities require rental housing units to be inspected before a rental permit is granted, and they also impose a regular inspection schedule to ensure that properties continue to meet the ever-changing requirements related to safety and design standards.

Even if the requirements have not changed over time, some cities will require periodic inspections to determine whether property owners are maintaining their units with regard to fire extinguishers, entries and exits, smoke detectors and appliances.

Many cities conduct these types of routine inspections on a three-year cycle, according to the Iowa League of Cities.

Assisting Ostergren with the lawsuit against Orange City is The Institute for Justice, a Virginia-based law firm that says it fights for Americans’ “constitutional rights.”

On its website, the institute warns the public that renters are “subject to mandatory code searches where inspectors — strangers — enter their home without their permission ... Once inside, the inspector views everything about the tenant, from medications, holy books, and political tracts, to information about their sex life, sexual orientation, or gender identity.”

The institute says it is “striving to convince state high courts” to reject past court decisions and require that cities “obtain real warrants based on individualized probable cause before entering people’s homes.”

One reason the Institute for Justice is pursuing a case in Orange City, a town of 6,500 residents: Iowa’s state constitution “provides more protection” from unjustified warrants than the U.S. Constitution’s Fourth Amendment, the institute said.

### ASSUMPTION PARISH ANNUAL CHURCH PICNIC

**Monday, August 15th**  
Outdoor Dining Only, Carry-Out or Drive-Thru  
Serving from 4:00-8:00 PM



**Mass at 3:00**

**Meal \$15**

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Updates on Facebook @ Assumption of the Blessed Virgin Mary - Little Turkey, IA

## South Winneshiek Community Schools

### 2022-2023 School Year Registration

**Online registration will open Tuesday, August 2 and remain open through Tuesday, August 9.**

**Please use the following link to register online:**  
<https://swinn.onlinejmc.com/>

*Use this link to update contact and emergency contact information, pay fees, enter health information, deposit lunch money, and sign forms.*

*Videos if you need help with online signatures, paying fees, or depositing lunch money can be located on the following links.*

- Online signature: [https://www.youtube.com/watch?v=\\_Oz85ZbxBak](https://www.youtube.com/watch?v=_Oz85ZbxBak)
- Paying fees depositing lunch money: [https://www.youtube.com/watch?v=appw1qmT\\_Oc](https://www.youtube.com/watch?v=appw1qmT_Oc)

**CONTACT PHONE NUMBERS:**  
High School Office: 563-562-3226  
Elementary/Middle School Office: 563-532-9365

**Mark your calendars!**

**First Day of School is August 23!**

# MAKE 2022 A BANNER YEAR!

**Banners are on sale in the month of August! Front Page Banners, Online Banners, Sports Banners!**

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# Let's Roll



Top left, The stream of riders came through over the course of the day. Shown here, riders make the turn onto Pine Street on the way to camping. Upper right, even the little ones got in on the fun as they helped to man a booth. Middle right, riders pass by the West Union Fire Station. Bottom left, grilling was the order of the day as riders could sample the food and bottom right, downtown West Union was mobbed by riders Friday evening. Photos by Nick Hohenbrink and Michael Hohenbrink





## Turkey Valley Community Schools

### 2022 - 2023

**First day of school is August 23, 2022**

**WELCOME BACK MEET & GREET**  
**AUGUST 18: 5:00-7:00PM**  
*Students can meet their teachers and bring their school supplies*

**NEW STUDENT ORIENTATION**  
**AUGUST 18: 5:30-6:30 PM**  
*7th grade and New Student Orientation*


**SCHEDULE FOR AUGUST 23-26**  
 August 23-24: 8:15am-1:15pm (2 hour early dismissal)  
 August 26-26: 8:15am-3:18pm (Normal school hours)

**REGISTRATION**

**ON-LINE REGISTRATION WILL OPEN AUGUST 3, 2022**

Please **DO NOT** try to register or update any information on JMC until you receive the email that registration is open. If you do try and change information or register before that time you will have to do it all again when registration opens. Students in grades K-12 will register for the 2022-23 school year, make sure you are in the right school year. New families (K-12) to the district, please go to our website and click - Menu - quick links, JMC Student Information Center; New Enrollment and follow the directions. If you need assistance with registration or a new family to the district we will be available on August 9, 2022 from noon-6pm.

**School Phone: 563-776-6011**



*Chromebooks will be handed out the first day of school.*

**SCHOOL LUNCH PROGRAM**  
**BREAKFAST/LUNCH PROGRAMS BEGINNING TUESDAY, AUGUST 23, 2022**

Breakfast (K-12)..... \$1.60	registration.
Lunch Per Meal (0-5) ..... \$2.75	Students have a closed lunch period ~ students will eat in the cafeteria whether they bring their lunch or use the school lunch program.
Lunch Per Meal (6-12)..... \$3.05	

Lunch fees may be paid during

**ATHLETIC PASS (optional)**

The Athletic Pass admits a person to all regularly scheduled athletic events held at the Turkey Valley Community School. State sponsored tournaments, UIC Conference Tournaments are NOT included in this fee.

Student ..... \$50.00	Adult (Senior Citizens)..... \$50.00
Adult ..... \$60.00	School Yearbooks 7-12 ..... \$70.00

**Jay Jurens**  
*Superintendent 563-776-6011 Ext #4*

**Michelle Hoy**  
*Principal 563-776-6011 Ext #2*

**Courtnee Hann**  
*Activities Director 563-776-6011 Ext #2*

**Joan Busta**  
*Transportation 563-776-6011 Ext #4*