

During his tenure, Congress approved a \$650 million construction project that will include two new buildings and a large plaza, to better connect the center with the rest of the city.

He has made the center more accessible to the public, thanks to the free 6 p.m. performances that are held every day.

And who could forget last year's superb tribute to the America master, Stephen Sondheim?

At the same time, the Kennedy Center Awards have become nationally recognized and broadcast on prime time TV.

Not only has Jim Johnson worked tirelessly on behalf of the Kennedy Center, he has also been one of the center's most generous benefactors.

There is an old story about Jim Johnson, when he and former President Clinton were in their mid 20s and trying to gain their footing in the political arena.

What was very clear to everyone who knew the two of them back then: both had a real shot of becoming President of the United States.

Well, Jim Johnson never took the path of elected office. But he went on to serve our Nation with great distinction, in the public and the private sector, and he still has so much left to give. Wherever he goes and whatever he does, Jim Johnson will surely leave an indelible mark.

His wife Maxine and their son Alfred are immensely proud of this extraordinary man, just as I consider myself so very fortunate to call him my friend.

Mr. McCONNELL. Mr. President, I ask unanimous consent that the resolution and preamble be agreed to, en bloc, the motion to reconsider be laid upon the table, that any statements relating thereto be printed in the RECORD, without intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The resolution (S. Res. 137) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

#### S. RES. 137

Whereas James A. Johnson has served with distinction since 1996 as the Chairman of the Board of Trustees of the John F. Kennedy Center for the Performing Arts, which is the national center for the performing arts;

Whereas under the leadership of Jim Johnson, the Kennedy Center has earned impressive renown, and become one of the finest performing arts institutions in the Nation and around the world;

Whereas Jim Johnson initiated free public performances each evening on the Millennium Stage at the Kennedy Center, and these performances have now included a total of 25,000 performers and reached an audience of 1,500,000 persons since 1997;

Whereas the arts education programs of the Kennedy Center have been significantly expanded under the inspired leadership of Jim Johnson;

Whereas Jim Johnson has launched a major renovation and construction project

to improve the physical structure of the Kennedy Center and enrich the experience of all who visit and attend performances; and

Whereas Jim Johnson deserves the thanks of a grateful Nation for his leadership at the Kennedy Center, and in bringing new vitality to the cultural heritage of our Nation: Now, therefore, be it

*Resolved*, That the Senate—

(1) expresses its appreciation for all that Jim Johnson has accomplished; and

(2) commends Jim Johnson for his extraordinary achievements as Chairman of the John F. Kennedy Center for the Performing Arts.

#### APPOINTMENTS

The PRESIDING OFFICER. The Chair announces, on behalf of the Democratic Leader, pursuant to the provisions of S. Res. 105, adopted April 13, 1989, as amended by S. Res. 149, adopted October 5, 1993, as amended by Public Law 105-275, further amended by S. Res. 75, adopted March 25, 1999, and S. Res. 383, adopted October 27, 2000, the appointment of the following Senators to serve as members of the Senate National Security Working Group for the 108th Congress: Senator ROBERT C. BYRD of West Virginia (Democratic Administrative Co-Chairman); Senator CARL LEVIN of Michigan (Democratic Co-Chairman); Senator JOSEPH R. BIDEN, JR. of Delaware (Democratic Co-Chairman); Senator EDWARD M. KENNEDY of Massachusetts; Senator PAUL S. SARBANES of Maryland; Senator JOHN F. KERRY of Massachusetts; Senator BYRON L. DORGAN of North Dakota; Senator RICHARD J. DURBIN of Illinois; Senator BILL NELSON of Florida.

The Chair, on behalf of the Vice President, pursuant to 22 U.S.C. 276d-276g, as amended, appoints the following Senators as members of the Senate Delegation to the Canada-U.S. Interparliamentary Group during the First Session of the 108th Congress, to be held in Canada, May 15-19, 2003: Senator PATRICK J. LEAHY of Vermont; Senator DANIEL K. AKAKA of Hawaii.

#### ORDERS FOR FRIDAY, MAY 9, 2003

Mr. McCONNELL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand in adjournment until 9:30 a.m., Friday, May 9. I further ask that following the prayer and the pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day, and that the majority leader then be recognized to speak in morning business.

Further, I ask unanimous consent that following those remarks, the Senate then resume consideration of S. 14, the energy bill.

The PRESIDING OFFICER. Is there objection?

The Senator from Nevada.

Mr. REID. Prior to our closing tonight, I want to lay on the record that I think we have had a pretty good week

this week. There has been a lot of work done by both sides, and we have accomplished a great deal. Today was an indication of what can be done if we work together.

I know people in the majority feel strongly about Miguel Estrada and Priscilla Owen. I have to say the record this Senate has established regarding the approval of judges is tremendous. Today we approved the 124th judge during the administration of this President Bush. That is pretty good.

I hope those Senators who feel so intently about Priscilla Owen and Miguel Estrada—it is certainly their right to feel so strongly, as people on this side feel strongly regarding opposition of the two judges—also recognize the number of judges that have been approved. We think we have done a good job. In fact, this week I asked my staff how many we approved. I think it was four or five judges even this week. So we are moving right along.

I have no objection to the unanimous consent request of the distinguished majority whip.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. McCONNELL. Mr. President, let me say that the Senator from Nevada is certainly correct. A number of judges have been confirmed. But also this Senate and this Congress will be remembered, apparently—we will see at the end of the Congress—apparently be remembered as the first Senate since 1968 to kill a nomination through the use of the filibuster.

There have been occasional cloture motions over the years, but they have been used to advance the completion of a nomination—not to stop it—with the exception of Fortas in 1968, which was right before a Presidential election. We are not right before a Presidential election. I think this unfortunate precedent that has been set is one that we have had much discussion about on the floor and will be regretted by Senators on both sides of the aisle through the years.

#### PROGRAM

Mr. McCONNELL. For the information of all Senators, tomorrow morning the Senate will resume debate on the energy bill. The majority leader will offer an amendment related to ethanol upon going to the bill tomorrow morning. There will be no rollcall votes tomorrow, but I encourage Senators to come to the floor to debate the amendment.

Next week, on Monday, the Senate will take up the reconciliation bill. No rollcall votes will occur on Monday. However, Members are encouraged to make their opening statements during that day. The majority leader would like to remind all Senators that next week is expected to be a busy legislative week, and Members should schedule themselves accordingly. The next rollcall vote will occur on Tuesday, and Members will be notified when that vote is scheduled.

ADJOURNMENT UNTIL 9:30 A.M.  
TOMORROW

Mr. McCONNELL. If there is no further business to come before the Senate, I ask the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 6:57 p.m., adjourned until Friday, May 9, 2003, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate May 8, 2003:

THE JUDICIARY

MICHAEL W. MOSMAN, OF OREGON, TO BE UNITED STATES DISTRICT JUDGE FOR THE DISTRICT OF OREGON, VICE ROBERT E. JONES, RETIRED.

IN THE AIR FORCE

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT IN THE UNITED STATES AIR FORCE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 624:

*To be brigadier general*

COL. BRUCE E. BURDA, 0000

IN THE ARMY

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

*To be lieutenant general*

MAJ. GEN. ANTHONY R. JONES, 0000

IN THE NAVY

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

*To be captain*

BRADFORD E. ABLESON, 0000  
ROBERT P. BELTRAM, 0000  
LEWIS E. BROWN, 0000  
ROBERT D. CROSSAN, 0000  
STEPHEN T. GRAGG, 0000  
GERALD L. GRAY, 0000  
JOHNNY W. P. POOLE, 0000  
RICHARD A. PUSATERI, 0000  
GEORGE A. RIDGEWAY, 0000  
OLRIC R. WILKINS, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

*To be captain*

CHRISTOPHER A. BARNES, 0000  
PAUL B. BECKER, 0000  
PAUL F. BURKEY, 0000  
ROBERT S. EWIGLEBEN, 0000  
THOMAS B. LUKASZEWICZ, 0000  
ERNEST B. MARKHAM, 0000  
ROBERT P. MARSTON, 0000  
MAUREEN A. NEVILLE, 0000  
RONALD G. RICE, 0000  
SCOTT M. STANLEY, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

*To be captain*

THOMAS M. BALESTRIERI, 0000  
BRENDA G. BARTLEY, 0000  
ANN BOBECK, 0000  
CHARLES H. BRACKHAGE, 0000  
THOMAS J. CHOHANY, 0000  
ALBERT M. CHURILLA, 0000  
SALLY E. COOK, 0000  
FLORENCE M. CROSBY, 0000  
RONALD A. DEIKE, 0000  
CHRISTINE R. DIMARCO, 0000  
GREGORY P. ERNST, 0000  
RAYNARD K. S. FONG, 0000  
CHARLES R. HARRIS, 0000  
GREGORY A. HARRIS, 0000  
NANCY G. HIGHT, 0000  
PHILIP M. HOLMES, 0000  
GREGORY M. HUET, 0000  
RONALD D. LIKA, 0000  
JAMES W. MITCHELL, 0000  
TERRY J. MOULTON, 0000  
TYRONE D. NAQUIN, 0000  
DEBORAH E. NELSON, 0000  
DAVID F. NERI, 0000  
JAMES P. NORTON, 0000  
ELIZABETH A. PEAKE, 0000  
DONALD R. PLUMBON, 0000  
JOHN R. POMERVILLE, 0000  
JOHN R. RUMBAUGH, 0000  
ALAN J. RUPPRECHT, JR., 0000  
MARTHA M. SLAGHTER, 0000  
ANTOINETTE A. WHITMEYER, 0000  
ROBERT S. WRIGHT, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

*To be captain*

LISA L. ARNOLD, 0000  
JUANITA BUDA, 0000  
DONNA L. CAIN, 0000  
LORI A. CARLSON, 0000  
MARY W. CHAFFEE, 0000  
MIN S. CHUNGPAK, 0000  
BRIAN S. DAWSON, 0000  
RONALD G. FORBUS, 0000  
JAMES R. FRALEY, 0000  
MARY I. GREENWOOD, 0000  
MARTHA J. HANSEN, 0000  
KEVIN W. HAWS, 0000  
SUSAN E. HERON, 0000  
JOHN W. LARUE, 0000  
MARCIA K. LYONS, 0000  
RICK A. MADISON, 0000  
SARA M. MARKS, 0000  
COLLEEN O. MCLARNON, 0000  
SHAUNEEN M. MIRANDA, 0000  
WILLIAM T. MOCK, 0000  
DAVID NORMAN, 0000  
WANDA C. RICHARDS, 0000  
SANDRA K. SAUNDERS, 0000  
ELIZABETH C. SAVAGE, 0000  
SUSAN M. SCOTT, 0000  
TOMMY C. STEWART, 0000  
DIANE M. STRENN, 0000  
LYNDA E. WALTERS, 0000  
RICHARD J. WESTPHAL, 0000  
PEGGY W. WILLIAMS, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

*To be captain*

SCOTT W. BAILEY, 0000  
LAWRENCE R. BROWN, 0000  
DAVID W. BRUMFIELD, 0000  
ROBERT K. CARTER, 0000  
MICHAEL F. CORNING, 0000  
PETER E. DAHL, 0000  
JAMES D. DAVIS, 0000  
BERNARD D. DUNN, 0000  
MICHAEL K. FABISH, 0000  
VINCENT L. GRIFFITH, 0000  
PARKE L. GUTHNER, 0000  
CLAUDE R. HUSSON III, 0000  
BRUCE N. LEMLER, 0000  
GLENN C. ROBILLARD, 0000  
MICHAEL W. ROBINSON, 0000  
DOUGLAS H. ROSE, 0000  
EMIL E. SPILLMAN, 0000  
FRANCIS X. TISAK, 0000  
CYNTHIA R. VARNER, 0000  
RAYMOND A. WALKER, 0000  
SAMUEL N. WALKER, 0000  
KEVIN R. WHELOCK, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

*To be captain*

MATTHEW R. BEEBE, 0000  
MICHAEL S. BOWERS, 0000  
DAVID R. COZIER, 0000  
THOMAS M. CUNNINGHAM, 0000  
ANTHONY V. ERMOVICK, 0000  
WILLIAM G. GRIP, 0000  
CHRISTOPHER J. HONKOMP, 0000  
PETER B. MELIN, 0000  
DOUGLAS G. MORTON, 0000  
THOMAS C. NICHOLAS, 0000  
KELLY J. SCHMADER, 0000  
RALPH G. SNOW, 0000  
PAUL A. SOARES, 0000  
JAMES F. STADER, 0000  
STEVEN M. WIRSCHING, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

*To be captain*

EVAN A. APPELQUIST, 0000  
WAYNE S. BARKER, 0000  
CHRISTOPHER J. COBB, 0000  
JOHN A. DAY, JR., 0000  
DIANE L. DOYLE, 0000  
STEVEN C. FISHER, 0000  
GERALD T. GRANT, 0000  
MILTON J. GRISHAM, JR., 0000  
BENJAMIN D. HUNTER II, 0000  
STEPHEN IANNAZZO, 0000  
RONALD L. JEFFREY, 0000  
KATHLEEN S. KENNY, 0000  
BARTON H. KNOX, 0000  
MARTIN J. KOOP, 0000  
MICHAEL T. LEWIS, 0000  
DONALD C. MCGONEGAL, 0000  
MATTHEW A. MCNALLY, 0000  
VLASTA M. MIRSCHI, 0000  
MICHAEL F. MILOS, 0000  
HARVEY D. MOSS, 0000  
GLENN A. MUNRO III, 0000  
MARY E. NEILL, 0000  
JOSEPH V. OLSZOWKA, 0000  
NATHAN R. PATTERSON, 0000  
TIMOTHY M. RYBA, 0000  
PAUL C. SHICK, 0000  
STEVEN L. SIDOFF, 0000

JAMES M. SOLOMON, 0000  
JAMES M. STROTHER, 0000  
FRANK R. TRAFICANTE JR., 0000  
DOUGLAS J. S. TRENOR, 0000  
KEVIN L. WEBER, 0000  
DAVID K. WHITE, 0000  
DONALD A. WORM JR., 0000  
RICHARD D. WRIGHT, 0000

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES NAVY UNDER TITLE 10, U.S.C., SECTION 624:

*To be captain*

WILLIAM B. ADAMS, 0000  
CHRISTOPHER L. AMLING, 0000  
BRUCE C. BAKER, 0000  
DONALD R. BENNETT, 0000  
JIMMY D. BOWEN, 0000  
ROBERT W. BRINSKO, 0000  
ROBERT BUCKLEY, 0000  
TERESA M. BUESCHER, 0000  
ROBERT F. BUTLER, 0000  
JOHN M. CHANDLER, 0000  
ROBERT J. CHASTANET, 0000  
WILLIAM B. COGAR, 0000  
JOSE C. DE LA PENA, 0000  
ELLEN C. DENIGRIS, 0000  
RICHARD DOHODA, 0000  
TERRANCE K. EGLAND, 0000  
PAUL H. EPHRON, 0000  
FREDERICK O. FOOTE, 0000  
DANIEL E. FREDERICK, 0000  
ROBERT A. FRICK, 0000  
JAMES F. GALLAGHER, 0000  
BRUCE L. GILLINGHAM, 0000  
ROBERT B. GILLIS, 0000  
KEVIN L. GREASON, 0000  
GUERRARD P. GRICE, 0000  
TAMARA M. GRIGSBY, 0000  
JOHN P. GROSSMITH, 0000  
FRED R. GUYER, 0000  
CHARLES HAMES, 0000  
AMY P. HAUCK, 0000  
ROBERT B. HEATON, 0000  
ANITA H. HICKEY, 0000  
TIMOTHY S. HINMAN, 0000  
WILLIAM J. HOCTER, 0000  
JOHN R. HOLMAN, 0000  
KERRY E. HUNT, 0000  
WAYNE S. INMAN, 0000  
KENNETH J. IVERSON, 0000  
RALPH C. JONES, 0000  
PAUL C. KELLEHER, 0000  
DOUGLAS P. KEMPF, 0000  
DAVID F. KLINK, 0000  
CHRISTOPHER J. KOWALSKY, 0000  
JEFFREY C. KUHLMAN, 0000  
DAVID H. LASSETER, 0000  
LARRY R. LAUFER, 0000  
BRUCE R. LAVERTY, 0000  
KEVIN G. MAHAFFEY, 0000  
MICHAEL H. MAHER, 0000  
LEE R. MANDEL, 0000  
ROBERT B. MASON II, 0000  
MARGARET MCKRATHERN, 0000  
JAMES R. MILLER, 0000  
TIMOTHY S. MOLOGNE, 0000  
KEVIN D. MOORE, 0000  
AMY I. MORTENSEN, 0000  
ASA MORTON, 0000  
GARY L. MUNN, 0000  
GEORGE MURRELL, 0000  
NEAL A. NAITO, 0000  
DONALD L. NICHOLS, 0000  
STEPHEN R. OCONNELL, 0000  
ANTHONY S. PANETTIERE, 0000  
ROBERT K. PARKINSON, 0000  
WILLIAM B. POSS, 0000  
MICHAEL L. PUCKETT, 0000  
PETER M. RHEE, 0000  
WILLIAM O. ROGERS, 0000  
RICHARD ROWE, 0000  
KENNETH W. SAPP, 0000  
PAUL J. SAVAGE, 0000  
DAVID F. SITLER, 0000  
JAY C. SOURBEER, 0000  
FREDRICK N. SOUTHERN, 0000  
DENNIS E. SUMMERS, 0000  
DAVID A. TAM, 0000  
SYBIL A. TASKER, 0000  
GRETCHEN C. TAYLOR, 0000  
HARRY A. TAYLOR III, 0000  
ROBERT P. THIEL, 0000  
ELIZABETH A. TONON, 0000  
RAYMOND J. TURK, 0000  
ROBERT M. WAH, 0000  
JOHN T. WIDERGREN, 0000  
PETER L. ZAMPFIRESCU, 0000  
DANIEL J. ZINDER, 0000

CONFIRMATION

Executive nomination confirmed by the Senate May 8, 2003:

THE JUDICIARY

JOHN G. ROBERTS, JR., OF MARYLAND, TO BE UNITED STATES CIRCUIT JUDGE FOR THE DISTRICT OF COLUMBIA CIRCUIT.