

undisclosed locations in other countries, beyond the reach of publicity, beyond the reach of any surveillance, is to give up on the most basic and fundamental commitment to justice and fairness, a commitment we made when we signed the Geneva Convention and said the United States accepts it as the law of the land, a commitment which we have made over and over again when it comes to the issue of torture. To criticize the rest of the world for using torture and to turn a blind eye to what we are doing in this war is wrong, and it is not American.

During the Civil War, President Lincoln, one of our greatest Presidents, suspended habeas corpus, which gives prisoners the right to challenge their detention. The Supreme Court stood up to the President and said prisoners have the right to judicial review even during war.

Let me read what that Court said:

The Constitution of the United States is a law for rulers and people, equally in war and in peace, and covers with the shield of its protection all classes of men, at all times, and under all circumstances. No doctrine, involving more pernicious consequences, was ever invented by the wit of man than that any of its provisions could be suspended during any of the great exigencies of government. Such a doctrine leads directly to anarchy or despotism.

Mr. President, those words still ring true today. The Constitution is a law for this administration, equally in war and in peace. If the Constitution could withstand the Civil War, when our Nation was literally divided against itself, surely it will withstand the war on terrorism.

I yield the floor.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

The PRESIDING OFFICER. Under the previous order, the Senate stands in adjournment until 9:30 a.m., Wednesday, June 15, 2005.

Thereupon, the Senate, at 7:19 p.m., adjourned until Wednesday, June 15, 2005, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate June 14, 2005:

THE JUDICIARY

THOMAS CRAIG WHEELER, OF MARYLAND, TO BE A JUDGE OF THE UNITED STATES COURT OF FEDERAL CLAIMS FOR A TERM OF FIFTEEN YEARS VICE DIANE GILBERT SYPOLT, RETIRED.

MARGARET MARY SWEENEY, OF VIRGINIA, TO BE A JUDGE OF THE UNITED STATES COURT OF FEDERAL CLAIMS FOR A TERM OF FIFTEEN YEARS VICE ROBERT H. HODGES, JR., RETIRED.

IN THE AIR FORCE

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

To be general

LT. GEN. NORTON A. SCHWARTZ, 0000

THE FOLLOWING NAMED OFFICER 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. WILLIAM N. MCCASLAND, 0000

IN THE ARMY

THE FOLLOWING ARMY RESERVE OFFICER FOR APPOINTMENT IN THE RESERVE OF THE ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C. SECTIONS 1552 AND 12203:

To be brigadier general

COL. GILBERTO S. PENA, 0000

THE FOLLOWING ARMY NATIONAL GUARD OF THE UNITED STATES OFFICER FOR APPOINTMENT IN THE RESERVE OF THE ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

To be brigadier general

COL. RODNEY J. BARHAM, 0000

THE FOLLOWING ARMY NATIONAL GUARD OF THE UNITED STATES OFFICER WHO IS CURRENTLY IN THE UNITED STATES ARMY RETIRED RESERVE FOR APPOINTMENT IN THE RESERVE OF THE ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTIONS 1552 AND 12203:

To be brigadier general

COL. LARRY L. ARNETT, 0000

THE FOLLOWING ARMY NATIONAL GUARD OF THE UNITED STATES OFFICER, WHO IS CURRENTLY IN THE UNITED STATES ARMY RETIRED RESERVE, FOR APPOINTMENT IN THE RESERVE OF THE ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTIONS 1552 AND 12203:

To be brigadier general

COL. OTIS P. MORRIS, 0000

IN THE MARINE CORPS

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES MARINE CORPS TO THE GRADE INDICATED UNDER TITLE 10, U.S.C. SECTION 5046:

To be brigadier general

COL. JAMES C. WALKER, 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 commander

RICHARD W. HAUPT, 0000
DANIEL J. HERNANDEZ, 0000
GREGORY L. HICKS, 0000
ROBERT S. MEHAL, 0000
ALVIN A. PLEXICO, JR., 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 commander

RONALD M. BISHOP, JR., 0000
DANIEL J. CHISHOLM, 0000
WILLIAM S. DILLON, 0000
MICHAEL J. HARMAN, 0000
SCOTT M. HERZOG, 0000
MARK A. HUNT, 0000
ALBERT G. MOUSSEAU, JR., 0000
PETER S. OLEP, 0000
ANGELO R. L. SMITHA, 0000
NORMAN M. TOBLER II, 0000
ANTHONY S. VIVONA, 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 commander

CHERYL J. COTTON, 0000
MARY L. DIAZ, 0000
TIFFANY M. GRAVEDEPERALTA, 0000
CAROL M. KUSHMIER, 0000
JANET E. LOMAX, 0000
ROMUEL B. NAFARRETE, 0000
THOMAS G. ROULSTON, 0000
STUART C. SATTERWHITE, 0000
CHARMAINE Y. SAVAGE, 0000
ERIN G. SNOW, 0000
LISA M. TRUESDALEHERBERT, 0000
TRACY D. WHITELEY, 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 commander

ALBERT R. COSTA, 0000
JOHN S. CRAWMER, 0000
JOHN M. FARWELL, 0000
GARY L. HACKADAY, 0000
TERRENCE E. HAMMOND, 0000
BRIAN K. JACOBS, 0000
EDGAR LUCAS, 0000
BARBARA J. MYTYCH, 0000
JAMES M. PARISH, 0000
TIMOTHY H. PFANNENSTEIN, 0000
JOSEPH A. RODRIGUEZ, 0000
SCOTT A. SAMPLES, 0000
EUGENE A. SANTIAGO, 0000
CHRISTOPHER S. WIRTH, 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 commander

DAVID J. BYERS, 0000
BRIAN D. CONNON, 0000
RAYMOND R. DELGADO III, 0000
DANIEL P. ELEUTERIO, 0000
JOHN A. FURGERSON, 0000
DENISE M. KRUSE, 0000
STEPHEN D. MARTIN, 0000
DAVID W. MCDOWELL, 0000
HENRY A. MILLER, 0000
OSCAR E. MONTERROSA, 0000
JOHN A. OKON, 0000
DAVID M. RUTH, 0000
PETER J. SMITH, 0000
MARC T. STEINER, 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 commander

JASON W. CARTER, 0000
MARK G. FICKEL, 0000
MARIE T. GORDON, 0000
MICHELLE R. HILLMEYER, 0000
VIRGINIA T. LAMB, 0000
THOMAS W. LECHLEITNER, JR., 0000
JEFFREY B. LITTLE, 0000
JOHN A. MACDONALD, 0000
MARIANNA B. MAGNO, 0000
MARGARET L. MARSHALL, 0000
JAMES H. MILLS, 0000
SHAWN P. MURPHY, 0000
VERONIQUE L. STREETER, 0000
JESSICA A. SZEMKOW, 0000
JOHN A. WATKINS, 0000
DAVID G. WIRTH, 0000
LAURA G. YAMBRICK, 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 commander

CLIFFORD W. BEAN III, 0000
LYNN T. CHOW, 0000
CHRISTOPHER A. CHRISLIP, 0000
MICHAEL A. CONNER, 0000
JAMES C. DIFPELL, 0000
JEFFREY W. GRAY, 0000
ANTHONY P. HANSEN, 0000
BARBARA L. LOPEZ, 0000
BRYAN S. LOPEZ, 0000
ERIC F. MANNING, 0000
KEVIN K. MISSEL, 0000
ABRAHAM K. MITCHELL, 0000
WILLIAM K. MORENO, 0000
JOSEPH P. PUGH, 0000
JEFFREY S. SCHEIDT, 0000
GEORGE F. TRICE, JR., 0000
DONNA M. YOUNG, 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 commander

THOMAS J. ANDERSON, 0000
JESS W. ARRINGTON, 0000
MICHAEL J. BARETELA, 0000
BRADFORD P. BITTLE, 0000
SCOTT M. BROWN, 0000
DANNY K. BUSCH, 0000
EUGENE C. CANFIELD, 0000
JOHN A. CHRISTENSEN, 0000
WILLIAM E. COBB, 0000
MICHAEL J. DUFEK, 0000
MARK V. GLOVER, 0000
DARLENE K. GRASDOCK, 0000
DARREN S. HARVEY, 0000
HUGH J. HUCK III, 0000
JAMES K. KALOWSKY, 0000
MARK A. LEARY, 0000
RUSSELL E. LEGGEAR, 0000
KEITH W. LEHNHARDT, 0000
JOHN J. LUND, 0000
GERALD W. MACKAMAN, 0000
ERIK H. MARTIN, 0000
WILLIAM B. MCNEAL, 0000
CASEY J. MOTON, 0000
MARK H. OESTERREICH, 0000
DOUGLAS B. OGLESBY, 0000
KEITH A. PETERSON, 0000
ROBERT D. PHILLIPS, 0000
AMY J. POTTS, 0000
DAVID J. PRICE, 0000
JOSEPH P. REASON, JR., 0000
PETER J. RYAN, JR., 0000
JAMES R. SMITH, 0000
JOHN W. SPRAGUE, 0000
JOHN J. SZATKOWSKI, 0000
MARK E. THORNELL, 0000
ALLAN R. WALTERS, 0000
MICHAEL ZIV, 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 commander

JASON L. ANSLEY, 0000
CARLTON R. BLOUNT, 0000
CHRISTOPHER C. BONE, 0000
STEVEN C. BORAZ, 0000
SCOTT E. BREES, 0000
DAVID C. CRISSMAN, 0000