

the time equally divided and controlled between the leaders or their designees; that upon the use or yielding back of time, the Senate proceed to vote on the confirmation of the nomination and that the confirmation be subject to an affirmative 60-vote threshold; that upon achieving that threshold, the nomination be confirmed, the motion to reconsider be laid on the table and there be no further motions in order, the President be immediately notified of the Senate's action, and the Senate then resume legislative session.

The PRESIDING OFFICER. Is there objection?

The Republican leader.

Mr. MCCONNELL. Mr. President, I ask there be a modification to allow Senator BUNNING 20 minutes of the time available for the nomination of Kathleen Sebelius.

Mr. REID. No problem at all with that, Mr. President.

The PRESIDING OFFICER. If there is no objection to the request as modified, it is so ordered.

Mr. REID. Mr. President, I would finally say we are working on Tom Strickland. Senator BUNNING has written a letter to Mr. Strickland. He is entitled to a response, either orally or in writing. We hope to get that for him tomorrow. But we will work that out next week, we hope. We are going to be in session tomorrow. Hopefully I can have that information for Senator BUNNING tomorrow.

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#### EXECUTIVE SESSION

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#### EXECUTIVE CALENDAR

Mr. DURBIN. Mr. President, I ask unanimous consent the Senate proceed to executive session to consider Calendar No. 47; that the nomination be confirmed, the motion to reconsider be laid upon the table, no further motions be in order; that any statements relating to the nomination be printed in the RECORD; that the President be immediately notified of the Senate's action, and the Senate then resume legislative session.

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

The nomination considered and confirmed is as follows:

#### DEPARTMENT OF DEFENSE

Ashton B. Carter, of Massachusetts, to be Under Secretary of Defense for Acquisition, Technology, and Logistics.

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#### MORNING BUSINESS

Mr. DURBIN. Mr. President, I ask unanimous consent the Senate proceed to a period of morning business, with Senators permitted to speak for up to 10 minutes each.

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

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#### TRIBUTE TO STEVEN MOSLEY

Mr. REID. Mr. President, we talk a lot around here about being a family,

and we are. There are people we learn to like a lot. A lot of times we see these people just passing through as they are doing their jobs.

One of the people I have known since I have come to the Senate is a man by the name of Steve Mosley. If I had a picture of Steve Mosley, everyone would recognize him. He is a big man, always smiling. He was someone who came to my office quite often for different things he was assigned to do. I had a number of conversations with him.

He loved sports activities. He was a season ticket holder for the Washington Wizards. He never missed a home game. He loved the Redskins and hated the Dallas Cowboys. He was certainly willing to say that at any time.

Steve has been a member of the Sergeant at Arms team and family. For 32 years he has been with Capitol Facilities, ensuring the service needs of the Capitol were met. It was bringing wood to an office, it was doing some work that needed to be done because someone had messed up an office, moving furniture—whatever it was, he was available.

He was a native Washingtonian, married to his wife Michelle for 26 years. Steve had one child, a son, Steven, Jr. He is 25 years old. His son Steven, Jr. and his wife Michelle of course were both stunned when Steve died. He was only 52 years old. He was born on April 12.

As I said, he loved the Redskins; was a season ticket holder. Also, he loved Cadillacs and he had two of them.

I think one of the most important things to remember about Steve is that he cared deeply about people. He was always the first to help, whether it was an Easter basket for one of the people who worked here who was in need of a little extra, or, for people who needed a ride, his Cadillac was always available to take them wherever they needed to go.

He died way too soon and we, as a Senate, certainly are not as good as we were before Steve died. He was loved by all of his coworkers at Capitol Facilities in the Capitol. I will miss him. We all will miss him. I want the RECORD to be spread with the knowledge to his family that we cared about Steve as he cared about us.

Our thoughts go with his family, that they will be able to work through this time of bereavement as we look toward a brighter day.

Mr. MCCONNELL. Mr. President, I rise to note the sad and sudden passing of a very familiar face to me and to many others around the Capitol.

Steve Mosley had been a fixture on the Capitol Facilities staff for 32 years when he passed away last night—and those of us who knew him will miss his great disposition and all that he did for so many years behind the scenes to keep this place running smoothly.

It has been noted that Steve was a pretty serious Redskins fan. That is an understatement. People who knew him

say they can't remember him ever missing a single home game, rain or shine. And he liked to share his enthusiasm for the Skins with colleagues, particularly the Cowboy fans.

But Steve's friends also remember him for his generosity.

Like the time he offered to help set up the wedding reception of one of his colleagues so the colleague would be able to go out and enjoy his bachelor party. Steve never made it to the bachelor party himself. He spent the night making sure everything was ready for the reception.

One colleague recalled the time he wanted to get a limousine for his daughter on prom night but couldn't afford to spend the money. He told Steve about it at work one day, and the night of the prom, Steve showed up at the house in a black Mercedes Benz that he had washed and waxed for the occasion. Not only could the daughter use Steve's car for the prom—she could have him as a chauffeur too. A couple years later, Steve did the same thing for the girl's younger brother.

A lot of us have been here a long time, but few of us have been here as long as Steve was. He loved his job. He took a lot of pride in doing it well. And anytime someone new came on board, they knew they could learn the ropes, and a lot more, from Steve Mosley.

Senator REID mentioned earlier that the Senate is really a family. And whenever we lose somebody in the Senate, whichever office they are from or duty they perform, we lose a member of the family. And with Steve it is like we are losing one of the elders in that family. He takes a lifetime of proud and service with him and he leaves a distinguished legacy and many friends behind.

So on behalf of the entire Senate, I want to extend our condolences to Steve's wife, Michelle, and to their son, Steven, Jr. for their loss. And I want to take this opportunity to express my deep appreciation and my thanks to our friend Steve for his many years of devoted service.

We'll miss him.

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#### CHINA

Mr. DORGAN. Mr. President, I am chairman of the Congressional-Executive Commission on China, and I want to say a few words about China and a very courageous man in China who we believe now is in a Chinese prison and likely being tortured. I think it is very important for our country to speak out about this issue.

Let me say first, there are many thoughtful and independent people in China today who understand the importance of fundamental rights and the role of strong and independent legal institutions. A few of these people work for the Chinese Government. Many work at universities or with U.S. companies and law firms. They care about the rule of law. Some of have cooperated with US agencies to increase food

safety and improve security for coal miners, and others. Those are the folks in China who get it.

There are also independent men and women in China who take a different approach. They apply what they know about the rule of law and the role of fundamental rights in very much the same way. Except that they choose to sound the alarm when the rights of vulnerable people are violated. And in so doing, they go to great lengths and place themselves at enormous personal risk. They defend the interests of consumers whose children are poisoned by powdered milk. They help the families of earthquake victims. They seek to represent the rights of illegally detained Tibetan monks. They stand up for their country and its people. By doing this, they are claimed to be enemies of the state. So who are the enemies of the state?

I want to tell you about one man today, a man who is very courageous, a man named Gao Zhisheng. His wife is visiting Washington, DC, today. I want to tell you about him because it is so important for me to do so.

This is a photograph of this courageous lawyer from China: Gao Zhisheng, with his son, his wife, and his daughter. He disappeared 80 days ago and has not been heard from since. We know 2 years ago he was arrested by the Chinese secret police and put in prison and tortured—tortured with electric shock and other devices I will not describe.

What was his transgression then? He wrote an open letter to the U.S. Congress asking us to pay some attention to the lack of human rights that existed in China. For writing an open letter to Members of the U.S. Congress, in 2007, Gao Zhisheng, one of the most noted and distinguished human rights lawyers in China, was imprisoned for over 50 days and brutally tortured.

Now, in 2009, he taken from his bed by 10 members of the secret police, and has not been heard from since. Let me tell you what has transpired.

Mr. Gao Zhisheng has represented some of the most vulnerable people in China. They include persecuted Christians, exploited coal miners, banned Falun Gong practitioners, and so many others. He has always believed in the power of law, using the law to battle corruption, to overturn illegal property seizures, to expose police abuses, to defend religious freedom. He is a devout Christian. He has fought to protect those who engage in peaceful spiritual and religious practice in China.

In 2005, the government took away his license to practice law, closed his law practice. As I said, in 2007, they arrested him, threw him in prison, and tortured him. Eventually, he was released and brought back home and placed under house arrest. The police surveillance proved almost harsher than prison. In fact, authorities monitored the family's every movement, stationed an officer in the family's living room, prevented his daughter from

going to school, a kind of collective punishment. His 16-year-old daughter was barred from attending school. There was 24-hour surveillance of this traumatized family.

The treatment for that family in recent months was so brutal they decided their survival depended on escaping China. But Gao was too closely monitored and could not think of leaving them without placing his family at even greater risk.

So in January, Gao's wife, 6-year-old son, and 16-year-old daughter were smuggled out of China. They then traveled to the United States. After his family fled China, security agents seized Gao from his bed and he has not been seen or heard from since.

We know this situation is extremely grave because we know what the Chinese have done to him in their prison system previously. They have not offered the slightest word about his whereabouts, despite repeated requests from United Nations agencies, the US government, foreign governments, NGOs, and the media. All have asked for information about the whereabouts of this courageous human rights lawyer, and the Chinese Government has said nothing.

The Chinese Government has signed or ratified many international human rights commitments about Mr. Gao Zhisheng that require it to come clean about Mr. Gao. I call on, and we call on, today, the Chinese Government to allow Mr. Gao to have access to a lawyer, access to his family, and for the government to publicly state and justify the grounds for the continued detention of this courageous person.

The right to speak freely and the right to challenge the Government—all of these are enshrined in the Chinese Constitution. Yet it appears the Chinese Government and the Communist Party that runs that Government is intent on upholding the violation of these basic constitutional rights in the case of Mr. Gao.

As I indicated, I am chairman of the Congressional-Executive Commission on China. We have the largest and the most significant publicly accessible repository of political prisoners in China. We have the largest, publicly accessible data base of information about many thousands of Chinese political prisoners.

There are many people today who languish in dark cells—dark cells—of Chinese prisons because they spoke out to defend the rights of others. None has done so more than Mr. Gao, who is a noted and celebrated human rights lawyer, who has lost his law office, lost his legal license, been imprisoned multiple times, has now been “disappeared” into the prison system, was tortured before, and we expect has been tortured again. We need to put a stop to it.

We need to find a way to convince the Chinese Government to tell us what has happened to Mr. Gao. What have they done with him? How do they

justify it? And when, when, when will they tell us they will release this man to be with his family and begin to accord people like Mr. Gao and others, who stand up for the rights of others, the same human rights we would expect them to be given?

China will be a significant part of our future. I understand that. My plea today is to the Government of China to do the right thing with respect to this courageous and brave man.

As I indicated, his wife, Geng He, is with us today here in Washington, DC. I am not permitted to point her out in the Senate galleries. But she, too, is a very courageous woman, and she wishes very much to have this courageous man, her husband, released from detention in China and be given his freedom.

Mr. DODD. Mr. President, will my colleague yield?

Mr. DORGAN. Yes.

Mr. DODD. I wish to thank my colleague from North Dakota. This is a very valuable contribution my colleague has made. It may only be one individual, one family, but I think when we speak up on behalf of an individual such as Mr. Gao, we do so for a lot of other people across the globe who face the same kinds of restrictions he is going through. I wish to join with him in expressing our concern.

I urge my colleagues to maybe craft a letter of some kind we might be able to send to the Ambassador here in Washington or to the appropriate governmental personalities or agencies in China to express our collective concern about this. I am the second-ranking member of the Foreign Relations Committee, and I have a deep interest in what he is talking about.

I thank him immensely for taking a few minutes this afternoon to address this issue. As the Senator points out, we are not allowed to recognize people who are in the Chamber, but let it be said that there is an individual who is with us during these remarks who is the wife of this individual. We thank her for her courage, her family's courage, and we will do everything we can to support the efforts of our colleague from North Dakota.

The PRESIDING OFFICER. The Senator from North Dakota.

Mr. DORGAN. Mr. President, I know the Senator from Utah will be recognized. I wish to say that earlier this week and later today I will be here to talk about Roxana Saberi, who is imprisoned in Iran. She is a constituent of mine. I have great concern about these circumstances in Iran and China and elsewhere, as all of us do. My thoughts and prayers are with Roxana and her family. Similarly, my thoughts and prayers are with the family of Mr. Gao.

I am happy to yield the floor.

The PRESIDING OFFICER. The Senator from Utah.

Mr. HATCH. Mr. President, I am indebted to the distinguished Senator from North Dakota for his remarks today, and I certainly join with him in

requesting the Chinese Government to make this matter right. I am very grateful he has taken the time to come and tell us about Mr. Gao as well as this wonderful woman who is being held in Iran. I wish to compliment him for it and say that I wish to be identified with his remarks.

#### HONORING OUR ARMED FORCES

Mr. LAUTENBERG. Mr. President, another 5 months have passed, and more American troops have lost their lives overseas in Iraq and Afghanistan. I wish to honor their service and sacrifice by including their names in the RECORD.

Since I last included the names of our fallen troops on November 20, 2008, the Pentagon has announced the deaths of 123 troops in Iraq and in Operation Enduring Freedom, which includes Afghanistan. They will not be forgotten and today I submit their names into the RECORD:

LCpl Ray A. Spencer II, of Ridgecrest, CA; PFC Richard A. Dewater, of Topeka, KS; CPL Francisco X. Aguila, of Bayamon, Puerto Rico; SGT Raul Moncada, of Madera, CA; SPC Michael J. Anaya, of Crestview, FL; SSG Gary L. Woods Jr., of Lebanon Junction, KY; SFC Bryan E. Hall, of Elk Grove, CA; SGT Edward W. Forrest Jr., of St. Louis, MO; CPL Jason G. Pautsch, of Davenport, IA; PFC Bryce E. Gautier, of Cypress, CA; A1C Jacob I. Ramsey, of Hesperia, CA; LCpl Blaise A. Oleski, of Holland Patent, NY; LCpl Stephen F. Dearmon, of Crossville, TN; SPC Adam M. Kuligowski, of Arlington, VA; SPC Israel Candelaria Mejias, of San Lorenzo, Puerto Rico; SGT Daniel J. Beard, of Buffalo, NY; TSgt Phillip A. Myers, of Hopewell, VA; SGT Devin C. Poche, of Jacksonville, NC; LCpl Nelson M. Lantigua, of Miami, FL; LTJG Francis L. Toner IV, of Narragansett, RI; LT Florence B. Choe, of El Cajon, CA; SSG Raphael A. Futrell, of Anderson, SC; SGT Jose R. Escobedo Jr., of Albuquerque, NM; Cpl Michael W. Ouellette, of Manchester, NH; Cpl Anthony L. Williams, of Oxford, PA; LCpl Daniel J. Geary, of Rome, NY; PFC Adam J. Hardt, of Avondale, AZ; SPC Gary L. Moore, of Del City, OK; SGT Christopher P. Abeyta, of Midlothian, IL; SGT Robert M. Weinger, of Round Lake Beach, IL; SPC Norman L. Cain III, of Oregon, IL; SSgt Archie A. Taylor, of Tomball, TX; SSgt Timothy L. Bowles, of Tucson, AZ; PO1 Theophilus K. Asong, of Bristow, VA; LCpl Patrick A. Malone, of Ocala, FL; PFC Patrick A. Devoe, II, of Auburn, NY; 1LT Daniel B. Hyde, of Modesto, CA; SPC Jessica Y. Sarandrea, of Miami, FL; SGT Jeffery A. Reed, of Chesterfield, VA; Cpl Donte J. Whitworth, of Nobelsville, IN; SGT Simone A. Robinson, of Dixmoor, IL; CPL Brian M. Connelly, of Union Beach, NJ; CPT Brian M. Bunting, of Potomac, MD; SGT Schuyler B. Patch, of Owasso, OK; SGT Scott B. Stream, of Mattoon, IL;

SGT Daniel J. Thompson, of Madison, WI; 1LT William E. Emmert, of Lincoln, TN; CPL Michael L. Mayne, of Burlington Flats, NY; CPL Michael B. Alleman, of Logan, UT; CPL Zachary R. Nordmeyer, of Indianapolis, IN; SSG Mark C. Baum, of Telford, PA; SSG Jeremy E. Bessa, of Woodridge, IL; MSG David L. Hurt, of Tucson, AZ; PFC Cwislyn K. Walter, of Honolulu, HA; SSgt Timothy P. Davis, of Aberdeen, WA; SFC Raymond J. Munden, of Mesquite, TX; SSG Daniel L. Hansen, of Tracy, CA; CPL Stephen S. Thompson, of Tulsa, OK; SSG Sean D. Diamond, of Dublin, CA; SSG Marc J. Small, of Collegeville, PA; LTC Garnet R. Derby, of Missoula, MT; SGT Joshua A. Ward, of Scottsville, KY; SPC Albert R. Jex, of Phoenix, AZ; PFC Jonathan R. Roberge, of Leominster, MA; LCpl Kevin T. Preach, of Bridgewater, MA; SSG Jason E. Burkholder, of Elda, OH; 1LT Jared W. Southworth, of Oakland, IL; SPC Christopher P. Sweet, of Kahului, HI; SGT James M. Dorsey, of Beardstown, IL; SGT Darrell L. Fernandez, of Truth or Consequences, NM; CW4 Milton E. Suggs, of Lockport, LA; CWO Phillip Windorski Jr., of Bovey, MN; CWO Matthew G. Kelley, of Cameron, MO; CWO Joshua M. Tillery, of Beaverton, OR; CWO Benjamin H. Todd, of Colville, WA; Sgt David W. Wallace III, of Sharpville, PA; Sgt Trevor J. Johnson, of Forsyth, MT; PVT Grant A. Cotting, of Corona, CA; LCpl Julian T. Brennan, of Brooklyn, NY; SGT Kyle J. Harrington, of Swansea, MA; SPC Matthew M. Pollini, of Rockland, MA; SGT Ezra Dawson, of Las Vegas, NV; SSG Carlo M. Robinson, of Lawton, OK; PFC Ricky L. Turner, of Athens, AL; SSG Roberto Andrade Jr., of Chicago, IL; SSG Joshua R. Townsend, of Solvang, CA; SrA Omar J. McKnight, of Marrero, LA; Sgt Marquis R. Porter, of Brighton, MA; LCpl Daniel R. Bennett, of Clifton, VA; PVT Sean P. McCune, of Euless, TX; SGT Joshua L. Rath, of Decatur, AL; SPC Keith E. Essary, of Dyersburg, TN; SSG Justin L. Bauer, of Loveland, CO; MAJ Brian M. Mescall, of Hopkinton, MA; SPC Joseph M. Hernandez, of Hammond, IN; SGT Jason R. Parsons, of Lenoir, NC; LCpl Jessie A. Cassada, of Hendersonville, NC; SSG Anthony D. Davis, of Daytona Beach, FL; LCpl Chadwick A. Gilliam, of Mayking, KY; LCpl Alberto Francesconi, of Bronx, NY; PFC Christopher W. Lotter, of Chester Heights, PA; PFC Benjamin B. Tollefson, of Concord, CA; SPC Tony J. Gonzales, of Newman, CA; LCpl Robert L. Johnson, of Central Point, OR; CPL Charles P. Gaffney Jr., of Phoenix, AZ; MASA Joshua D. Seitz, of Sinking Springs, PA; MAJ John P. Pryor, of Moorestown, NJ; SSG Christopher G. Smith, of Grand Rapids, MI; SPC Stephen M. Okray, of St. Clair Shores, MI; SPC Stephen G. Zapasnik, of Broken Arrow, OK; LCpl Thomas Reilly Jr., of London, KY; PFC Coleman W. Hinkefent, of Coweta, OK; SSG Jonathan W. Dean, of Henagar, AL; PVT Colman J. Meadows III, of Senoia, GA;

SSG Solomon T. Sam, of Majuro, Marshall Islands; SGT John J. Savage, of Weatherford, TX; CPT Robert J. Yllescas, of Lincoln, NE; MSG Anthony Davis, of Deerfield, FL; Capt Warren A. Frank, of Cincinnati, OH; 1LT William K. Jernigan, of Doraville, GA; SFC Miguel A. Wilson, of Bonham, TX; PVT Charles Yi Barnett, of Bel Air, MD; GySgt Marcelo R. Velasco, of Miami, FL;

We cannot forget these men and women and their sacrifice. These brave souls left behind parents, spouses, children, siblings, and friends. We want them to know the country pledges to preserve the memory of our lost soldiers who gave their lives for our country.

STAFF SERGEANT GARY LEE WOODS, JR.

Mr. BAYH. Mr. President, I rise today with a heavy heart to honor the life of SSG Gary Lee Woods, Jr., from Shepherdsville, KY. Gary was 24 years old when he lost his life on April 10, 2009, from injuries sustained from a truck bomb that detonated near his vehicle in Mosul, Iraq. He was a member of the 1st Battalion, 67th Armor Regiment, 4th Infantry Division of Fort Carson, CO.

Today, I join Gary's family and friends in mourning his death. Gary, who was known to family and friends by his middle name, Lee, will forever be remembered as a loving husband, son, and friend to many. He is survived by his devoted wife, Christie; his father and stepmother Gary and Debbie Woods; his mother and stepfather Becky and Pat Johnson; sisters Britteny and Heather Woods and Mandy Maraman; brothers Courtney and Troy Woods and Newman and Corey Johnson; grandparents Marilyn Waters and Nancy and Charlie Ratliff; in-laws Rick and Elaine Houston; and a host of other friends and relatives.

Gary, a member of the JROTC at Bullitt Central High School, joined the Army following his graduation from high school. A gifted musician, Gary sang and played the trombone, drums, piano and guitar. He was also an accomplished athlete and a member of Bullitt's football team.

While we struggle to express our sorrow over this loss, we can take pride in the example Gary set as a soldier. Today and always, he will be remembered by family and friends as a true American hero, and we cherish the legacy of his service and his life.

As I search for words to do justice to this valiant fallen soldier, I recall President Abraham Lincoln's words as he addressed the families of soldiers who died at Gettysburg:

We cannot dedicate, we cannot consecrate, we cannot hallow this ground. The brave men, living and dead, who struggled here, have consecrated it, far above our poor power to add or detract. The world will little note nor long remember what we say here, but it can never forget what they did here.

This statement is just as true today as it was nearly 150 years ago, as we can take some measure of solace in