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RECOGNIZING TIMOTHY HUEBNER
OF RHODES COLLEGE 2004 TENNESSEE
PROFESSOR OF THE YEAR

HON. HAROLD E. FORD, JR.

OF TENNESSEE

IN THE HOUSE OF REPRESENTATIVES

Thursday, November 18, 2004

Mr. FORD. Mr. Speaker, I rise to recognize Timothy Huebner of Memphis as he is named 2004 Tennessee Professor of the Year by the Council for Advancement and Support of Education (CASE) and the Carnegie Foundation for the Advancement of Teaching.

A hands-on historian with varied experiences and an abiding devotion to his profession, Professor Huebner has rendered distinguished service as a book review editor for the American Journal of Legal History, an advisory board member for Tennessee's history online discussion list, and as a Co-editor for Studies in the Legal History of the South Series; however, Huebner's tenure as a Professor of History at Rhodes College (a position he has held since 1995) is his defining position.

With an intellectual curiosity fed by research and a passion for helping students make complex issues clear, Professor Huebner has worked to find a balance between teaching and research. During his tenure at Rhodes College, Mr. Huebner has found that balance by devoting time to helping students write substantive research papers, supervising honors research papers, and more recently, serving as Founder and Director of the Rhodes Institute for Regional Studies. The Rhodes Institute is an innovative, interdisciplinary summer program that engages top undergraduates in research in the Memphis and Mississippi Delta region.

The Rhodes Institute brings a select group of students and faculty together for eight weeks: two weeks in a faculty-designed seminar on regional studies; five weeks engaged in independent research, interspersed with weekly individual and group meetings; one final week presenting their work. Under the supervision of a faculty mentor, each student produces an 8,000–10,000 word research paper that is published and distributed to the local community. This Institute and Professor Huebner's efforts have put Rhodes College on the map as a research institution and connected students to the Memphis community.

Huebner's selection as Tennessee Professor of the Year further highlights a career of service to his students, Rhodes College, and the Memphis community. Professor Huebner's more noteworthy accomplishments include his initiation into Omicron Delta Kappa in 2004, the recognition of the Rhodes Institute's website by the Council of Independent Colleges in 2003, his initiation into Phi Beta Kappa in 1988, his publication of eight articles and book chapters in scholarly publications, his fifty-five essays in encyclopedias and reference volumes, his twenty-five book reviews, and ten scholarly paper presentations at invited academic lectures.

For the good work he has had in the lives of countless youth, Mr. Speaker, I would ask

that you join me in honoring my friend and a friend to higher education, Mr. Timothy Huebner.

ON THE HORIZON: WORKERS'
BENEFITS BEING ROBBED

HON. NICK J. RAHALL, II

OF WEST VIRGINIA

IN THE HOUSE OF REPRESENTATIVES

Thursday, November 18, 2004

Mr. RAHALL. Mr. Speaker, I have always believed that, in America, hard work leads to reward. I grew up in a family that inspired me by example to work hard, to be fair, and to be loyal. They are values worth instilling in future generations. They are concepts that, I believe, set our Nation apart and above the rest of the world.

Increasingly, however, these American ideals are being swept aside in the corporate chase for the almighty dollar, and it does not bode well for the future of our country.

In recent months, the media in my State have been running stories about a series of court cases concerning Horizon Natural Resources—the Nation's fourth largest coal company. The once robust company was ailing financially and it was seeking protection through the bankruptcy codes. It is the kind of story that might normally engender sympathy. But how this company went about trying to protect itself wipes away any semblance of pity.

Horizon went after its employees, current and past. It went after their benefits, including their health care. In a cold and callous act, Horizon Natural Resources went to court and asked a judge to allow it to abandon its obligations to those men and women who had labored long and hard in the mines and coal-processing facilities to earn an honest living for themselves and the boys in suits.

In a final, appalling decision in September, a federal judge gave the "all clear" to Horizon to use bankruptcy loopholes to turn its back on its workers. Armed with that decision, Horizon took years of the hard work and the loyalty of thousands of employees and their families and heartlessly tossed it all out the courtroom window.

As a result, Horizon's mines and coal-processing facilities are enabled to continue to operate under new names, but its employees and retirees have suffered egregious losses, including, for some, the loss of their promised health care.

Such court decisions, to my mind, do not even vaguely resemble justice. They make a mockery of the word. Moreover, they thwart the intent of Congress when enacting the Coal Act which was supposed to guarantee those health care benefits.

As a result of its courtroom victories, Horizon is not only permitted to chuck its obligations to ensure certain benefits for its own employees, it is able to dump its liabilities on already financially strained benefit plans that provide for thousands of other retirees and their beneficiaries. Benefit plans, I might add, that are largely being financed by other coal companies.

As such, the Horizon "bankruptcy" decision resulted in several bad decisions that may have long-term, far-reaching implications for benefits and employer obligations under the

Coal Act, including the level of benefits that are required to be provided. In handing down such a poorly considered decision, one federal judge set off a domino effect that will also cost numerous companies that are playing by the rules.

This is exactly the type of egregious corporate behavior the Coal Act sought to address. It is wrong. It goes against the American grain. It turns on its head the ideals of hard work and loyalty and fairness.

This series of court decisions cannot be allowed to stand. In response, today I, along with West Virginia Senator JAY ROCKEFELLER, are introducing legislation to seek a remedy to this situation. Our bill will make clear that the benefits and obligations mandated by the Coal Act cannot be modified by the bankruptcy courts. It will prevent other companies from attempting to skirt the Coal Act through bankruptcy, and help to provide more stability to already over-burdened benefit plans and those families who depend on them.

Moreover, our bill will send a message that financial bankruptcy is not an excuse for moral bankruptcy, and that loyalty and hard work are worthy ideals still valued in America today.

RECOGNIZING CITIZENS OF OTIS,
KANSAS

HON. JERRY MORAN

OF KANSAS

IN THE HOUSE OF REPRESENTATIVES

Thursday, November 18, 2004

Mr. MORAN of Kansas. Mr. Speaker, I rise today to recognize the selfless efforts of the citizens of Otis, Kansas in their work to keep ambulance service available to their community.

A little more than two months ago, this community's emergency medical service was in danger of closing due to a lack of emergency medical technicians. After more than 30 years, Otis and the surrounding area was looking at the unfortunate reality of having no local ambulance service. This loss could have been devastating to this community of 325 people. The response time for an ambulance run in Otis is five to eight minutes. Ambulance response time from the next closest community, which is 15 miles away, would have been a minimum of 20 minutes. In rural America, having access to local ambulance service can mean the difference between life and death.

Fortunately, six individuals saw the effect this would have on their community and stepped forward to help. These individuals are taking EMT training and will volunteer their time to keep the Otis EMS alive. After seeing the outpouring of support, two other former volunteers also agreed to return to the service. In addition, two new volunteers—a registered nurse and an EMT—have made themselves available to go on ambulance runs when needed.

Because of the following individuals, the Otis EMS will remain open: Bruce Adamson; Mary Adamson; Jerry Dirks; Marsha Hinds; Mike Sharkey; Tara Stieben; Mike Bahr; Teri Bahr; Mark Brack; Candace Demory; Margaret Gary; Shane Konzem; Shayla Koochel; Virginia Landers; Karen Maier; Roger Mohr; Robert Newton; Eric Royer; Everett Royer; Ellen Schriener; Kent Schriener; James Sheldon; Bruce Swob; Mandy Urban; Don Weide.