

service in the latter capacity from May 2, 1968 until April 14, 1969;

Whereas upon his return to the United States in May 1969, he was assigned duty as Deputy for Education with additional duty as Director, Education Center, Marine Corps Development and Education Command, Quantico, Virginia, and upon his promotion to lieutenant general on July 1, 1970, he was assigned as Commanding General, Marine Corps Development and Education Command;

Whereas on February 23, 1971, President Nixon nominated General Davis for appointment to the grade of general and assignment to the position of Assistant Commandant of the Marine Corps and, after confirmation by the Senate for service in that position, he received his fourth star upon assuming those duties on March 12, 1971;

Whereas upon his retirement on March 31, 1972, after more than 33 years of active commissioned service, he ended his military career as Assistant Commandant of the Marine Corps, the second highest ranking Marine;

Whereas General Davis' decorations include the Medal of Honor, the Navy Cross, the Distinguished Service Medal with Gold Star in lieu of a second award, the Silver Star Medal with Gold Star in lieu of a second award, the Legion of Merit with Combat "V" and Gold Star in lieu of a second award, the Bronze Star Medal with Combat "V", the Purple Heart, the Presidential Unit Citation with four bronze stars indicative of second through fifth awards, the Navy Unit Commendation, numerous campaign and service medals, and numerous foreign decorations;

Whereas following retirement from his beloved Corps, General Davis directed the Georgia Chamber of Commerce for several years and later took on the challenge of design, funding, and dedication of the Korean War Veterans Memorial in Washington, DC;

Whereas General Davis continued to work in support of issues concerning the national interest, including a visit to North Korea in an effort to persuade that government to allow more travel and to become more active in identifying missing American soldiers; and

Whereas General Raymond G. Davis is survived by his wife of 61 years, Knox Heafner Davis, two sons Raymond Gil Davis Jr. of Covington, Georgia, and Gordon Miles Davis of Seminole, Alabama, a daughter Willa Kerr of Stockbridge, Georgia, seven grandchildren, and two great-grandchildren: Now, therefore, be it

Resolved,

SECTION 1. CONDOLENCES AND RECOGNITION.

The Senate—

(1) has learned with profound sorrow of the death of General Raymond G. Davis (United States Marine Corps, retired) on September 3, 2003, and extends its condolences to his family; and

(2) recognizes and expresses its appreciation and admiration for the unwavering commitment demonstrated by General Davis to his family, the Marine Corps, and the Nation.

SEC. 2. TRANSMITTAL OF RESOLUTION.

The Secretary of the Senate shall transmit an enrolled copy of this resolution to the family of General Raymond G. Davis.

COMMENDING ROCHESTER MINNESOTA A's

Mr. BURNS. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 233 which was submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The legislative clerk read as follows:

A resolution (S. Res. 233) commending the Rochester, Minnesota A's American Legion baseball team for winning the 2003 National American Legion World Series.

There being no objection, the Senate proceeded to consider the resolution.

Mr. BURNS. Mr. President, I ask unanimous consent that the resolution be agreed to, the preamble be agreed to, the motion to reconsider be laid upon the table, and that any statements relating to this matter be printed in the RECORD.

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

The resolution (S. Res. 233) was agreed to.

The preamble was agreed to.

The resolution, with its preamble, reads as follows:

S. RES. 233

Whereas on Wednesday, August 27, 2003, the Rochester, Minnesota A's won the National American Legion World Series by defeating Cherry Hill, North Carolina 5 to 2 in Bartlesville, Oklahoma;

Whereas the American Legion Baseball League is the oldest and most prestigious baseball league in the United States with over 5,200 teams competing nationwide, nearly 50 percent of major league baseball players having played American Legion baseball as teenagers, and nearly 70 percent of all college players having played American Legion baseball as teenagers;

Whereas the A's became only the fourth team from Minnesota to ever win the National American Legion World Series in the 77-year history of the Series;

Whereas the A's finished a stellar season with a record of 52 wins and 5 losses;

Whereas the A's displayed determination and resolve by battling back from a 2 to 0 deficit in the championship game to prove themselves the best high school age baseball team in the Nation;

Whereas the American Legions of America, including Rochester American Legion Post 92, should be commended for their service to the youth of the United States and to the entire Nation;

Whereas the players and coaches of the A's represented Rochester and the State of Minnesota in outstanding fashion with their masterful play, competitive spirit, and good sportsmanship on and off the field, despite 100 degree-plus heat; and

Whereas the players, coaches, managers, and their families exemplified the heart of Minnesota during a special season that has made all of Minnesota proud: Now, therefore, be it

Resolved, That the Senate—

(1) commends the Rochester, Minnesota A's for winning the 2003 National American Legion World Series;

(2) recognizes the achievements of all the players, coaches, and support staff of the team; and

(3) directs the Secretary of the Senate to transmit an enrolled copy of this resolution to—

(A) the Rochester American Legion Post 92 for appropriate display; and

(B) each coach and member of the 2003 National American Legion World Series championship team.

UNANIMOUS CONSENT AGREEMENT—S. 150

Mr. BURNS. Mr. President, I ask unanimous consent that when the Senate Commerce Committee reports out S. 150, the Internet Tax Nondiscrimination Act of 2003, the bill be referred to the Committee on Finance for up to 30 calendar days, and if the Committee on Finance does not report out the bill within that time, it will be discharged and placed on the Legislative Calendar.

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

ORDERS FOR WEDNESDAY, SEPTEMBER 24, 2004

Mr. BURNS. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 9:30 a.m., Wednesday, September 24. 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 the Senate then begin a period of morning business for 1 hour, with the first 30 minutes under the control of Senator HUTCHISON or her designee and the remaining 30 minutes under the control of the minority leader or his designee; provided that following morning business, the Senate proceed to consideration of Calendar No. 278, H.R. 2765, the District of Columbia appropriations bill.

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

PROGRAM

Mr. BURNS. For the information of all Senators, tomorrow following morning business, the Senate will begin consideration of H.R. 2165, the DC appropriations bill. The two bill managers will be here tomorrow morning to begin working through the amendments on the bill. Rollcall votes should be expected throughout the day as the Senate attempts to finish action on the DC appropriations bill. Members will be notified when the first vote is scheduled.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. BURNS. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 8:14 p.m., adjourned until Wednesday, September 24, 2003, at 9:30 a.m.

NOMINATIONS

Executive nominations received by the Senate September 23, 2003:

CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

CYNTHIA BOICH, OF CALIFORNIA, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION FOR

NATIONAL AND COMMUNITY SERVICE FOR A TERM EXPIRING OCTOBER 6, 2007, VICE THOMAS EHRLICH, TERM EXPIRED.

HENRY LOZANO, OF CALIFORNIA, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR A TERM EXPIRING OCTOBER 6, 2008, VICE CHRISTOPHER C. GALLAGHER, TERM EXPIRING.

LEGAL SERVICES CORPORATION

BERNICE PHILLIPS, OF NEW YORK, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE LEGAL SERVICES CORPORATION FOR A TERM EXPIRING JULY 13, 2005, VICE MARIA LUISA MERCADO, TERM EXPIRED.

DEPARTMENT OF JUSTICE

JUDITH C. HERRERA, OF NEW MEXICO, TO BE UNITED STATES DISTRICT JUDGE FOR THE DISTRICT OF NEW MEXICO, VICE JAMES A. PARKER, RETIRED.

LOUIS GUIROLA, JR., OF MISSISSIPPI, TO BE UNITED STATES DISTRICT JUDGE FOR THE SOUTHERN DISTRICT OF MISSISSIPPI, VICE WALTER J. GEX III, RETIRING.

DAVID L. HUBER, OF KENTUCKY, TO BE UNITED STATES ATTORNEY FOR THE WESTERN DISTRICT OF KENTUCKY FOR THE TERM OF FOUR YEARS, VICE STEPHEN BEVILLE PENCE, RESIGNED.

CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

DOROTHY A. JOHNSON, OF MICHIGAN, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION

FOR NATIONAL AND COMMUNITY SERVICE FOR A TERM EXPIRING OCTOBER 6, 2007. (REAPPOINTMENT)

CONFIRMATION

Executive nomination confirmed by the Senate September 23, 2003:

THE JUDICIARY

KIM R. GIBSON, OF PENNSYLVANIA, TO BE UNITED STATES DISTRICT JUDGE FOR THE WESTERN DISTRICT OF PENNSYLVANIA.