

who had a strong sense of duty toward his country from a very young age. COL Alva Bryan Lasswell, known as "Red" to friends, was a World War II war hero whose service has gone unrecognized for most of his life. I believe it is finally time to honor Colonel Lasswell for the brave servicemember that he was.

When he was only 13 years old, Colonel Lasswell tried to join the Marine Corps. Due to age requirements, the future hero would have to wait until his 21st birthday to enlist. Throughout his distinguished military career, Colonel Lasswell was awarded the rank of 2nd lieutenant and served in Navy intelligence.

During World War II, he was stationed at Pearl Harbor and was selected as one of 10 officers to take part in the elite intelligence gathering unit. In May 1942, Colonel Lasswell intercepted an unusual message that he reported to Navy headquarters. The message was a Japanese Operational Order authorizing the Battle of Midway. As a result of Lasswell's heroic service, the Navy was able to prepare for the attack, and the Battle of Midway would go on to become the first major victory for the Navy in World War II.

This was not the end of his service however. Colonel Lasswell later translated a message which led to the shooting down of a plane carrying Japanese Admiral Isoroku Yamamoto in 1943, and in 1944 he recovered intelligence which involved a plot to assassinate GEN Douglas MacArthur. In addition, Lasswell's intelligence helped the U.S. Navy Antisubmarine Group sink at least five submarines in 1944. Lasswell completed his military career in 1956, serving as Chief of Staff for the Marine Recruit Depot.

Despite his tremendous service to his country, Colonel Lasswell never received distinction or recognition for his intelligence recovery efforts during World War II. At this time, I would like to pay him the tribute he has deserved for so long.●

MESSAGES FROM THE PRESIDENT

Messages from the President of the United States were communicated to the Senate by Mrs. Neiman, one of his secretaries.

EXECUTIVE MESSAGES REFERRED

As in executive session the Presiding Officer laid before the Senate messages from the President of the United States submitting sundry nominations which were referred to the appropriate committees.

(The nominations received today are printed at the end of the Senate proceedings.)

TRANSMITTING CERTIFICATION THAT THE EXPORT OF FINE GRAIN GRAPHITE TO BE USED FOR SOLAR CELL APPLICATIONS AND FOR THE FABRICATION OF COMPONENTS USED IN ELECTRONIC AND SEMICONDUCTOR FABRICATION IS NOT DETRIMENTAL TO THE U.S. SPACE LAUNCH INDUSTRY, AND THAT THE MATERIAL AND EQUIPMENT WILL NOT MEASURABLY IMPROVE THE MISSILE OR SPACE LAUNCH CAPABILITIES OF THE PEOPLE'S REPUBLIC OF CHINA—PM 13

The PRESIDING OFFICER laid before the Senate the following message from the President of the United States, together with an accompanying report; which was referred to the Committee on Foreign Relations:

To the Congress of the United States:

In accordance with the provisions of section 1512 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105-261), I hereby certify to the Congress that the export of fine grain graphite to be used for solar cell applications and for the fabrication of components used in electronic and semiconductor fabrication, and two dual-motor, dual-shaft mixers to be used to produce carbon fiber and epoxy prepregs for the commercial airline industry is not detrimental to the U.S. space launch industry, and that the material and equipment, including any indirect technical benefit that could be derived from these exports, will not measurably improve the missile or space launch capabilities of the People's Republic of China.

BARACK OBAMA.
THE WHITE HOUSE, March 17, 2009.

MESSAGES FROM THE HOUSE

At 2:24 p.m., a message from the House of Representatives, delivered by Mrs. Cole, one of its reading clerks, announced that the House has passed the following bills, in which it requests the concurrence of the Senate:

H.R. 987. An act to designate the facility of the United States Postal Service located at 601 8th Street in Freedom, Pennsylvania, as the "John Scott Challis, Jr. Post Office".

H.R. 1217. An act to designate the facility of the United States Postal Service located at 15455 Manchester Road in Ballwin, Missouri, as the "Specialist Peter J. Navarro Post Office Building".

H.R. 1284. An act to designate the facility of the United States Postal Service located at 103 West Main Street in McLain, Mississippi, as the "Major Ed W. Freeman Post Office".

At 2:53 p.m., a message from the House of Representatives, delivered by Mrs. Cole, on of its reading clerks, announced that the House has passed the following bill, in which it requests the concurrence of the Senate:

H.R. 1541. An act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958, and for other purposes.

ENROLLED BILL SIGNED

At 4:42 p.m., a message from the House of Representatives, delivered by Mr. Zapata, one of its reading clerks, announced that the Speaker has signed the following enrolled bill:

H.R. 1127. An act to extend certain immigration programs.

The message also announced that pursuant to 14 U.S.C. 194(a), and the order of the House of January 6, 2009, the Speaker appoints the following Members of the House of Representatives to the Board of Visitors to the United States Coast Guard Academy: Mr. Courtney of Connecticut and Mr. Coble of North Carolina.

MEASURES REFERRED

The following bills were read the first and the second times by unanimous consent, and referred as indicated:

H.R. 987. An act to designate the facility of the United States Postal Service located at 601 8th Street in Freedom, Pennsylvania, as the "John Scott Challis, Jr. Post Office"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 1217. An act to designate the facility of the United States Postal Service located at 15455 Manchester Road in Ballwin, Missouri, as the "Specialist Peter J. Navarro Post Office Building"; to the Committee on Homeland Security and Governmental Affairs.

H.R. 1284. An act to designate the facility of the United States Postal Service located at 103 West Main Street in McLain, Mississippi, as the "Major Ed W. Freeman Post Office"; to the Committee on Homeland Security and Governmental Affairs.

EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, and were referred as indicated:

EC-952. A communication from the Secretary of Agriculture, transmitting, pursuant to law, a report entitled "2008 Annual Report; Packers and Stockyards Program"; to the Committee on Agriculture, Nutrition, and Forestry.

EC-953. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Formaldehyde, Polymer with 2-Methyloxirane and 4-Nonylphenol; Tolerance Exemption" (FRL-8399-5) as received during adjournment of the Senate in the Office of the President of the Senate on March 13, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-954. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Pyraclostrobin; Pesticide Tolerances for Emergency Exemptions" (FRL-8402-8) as received during adjournment of the Senate in the Office of the President of the Senate on March 13, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-955. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Pendimethalin; Pesticide Tolerances for

Emergency Exemptions" (FRL-8400-1) as received during adjournment of the Senate in the Office of the President of the Senate on March 13, 2009; to the Committee on Agriculture, Nutrition, and Forestry.

EC-956. A communication from the Vice Chair and First Vice President, Export-Import Bank of the United States, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Mexico; to the Committee on Banking, Housing, and Urban Affairs.

EC-957. A communication from the Vice Chair and First Vice President, Export-Import Bank of the United States, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Mexico; to the Committee on Banking, Housing, and Urban Affairs.

EC-958. A communication from the Vice Chair and First Vice President, Export-Import Bank of the United States, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Japan; to the Committee on Banking, Housing, and Urban Affairs.

EC-959. A communication from the Vice Chair and First Vice President, Export-Import Bank of the United States, transmitting, pursuant to law, a report relative to transactions involving U.S. exports to Japan; to the Committee on Banking, Housing, and Urban Affairs.

EC-960. A communication from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting, pursuant to law, the report of a rule entitled "Amendment of Section 73.622(i), Final DTV Table of Allotments, Television Broadcast Stations; Scranton, Pennsylvania" (MB Docket No. 08-125) received in the Office of the President of the Senate on March 12, 2009; to the Committee on Commerce, Science, and Transportation.

EC-961. A communication from the Chief, Branch of Listing, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Louisiana Black Bear (*Ursus americanus luteolus*)" (RIN1018-AV52) received in the Office of the President of the Senate on March 11, 2009; to the Committee on Environment and Public Works.

EC-962. A communication from the Chief, Branch of Listing, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Revised Designation of Critical Habitat for the Contiguous United States Distinct Population Segment of the Canada Lynx" (RIN1018-AV78) received in the Office of the President of the Senate on March 11, 2009; to the Committee on Environment and Public Works.

EC-963. A communication from the Chief, Branch of Listing, Fish and Wildlife Service, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Endangered and Threatened Wildlife and Plants; Listing *Phyllostegia hispida* (No Common Name) as Endangered Throughout Its Range" (RIN1018-AV00) received in the Office of the President of the Senate on March 11, 2009; to the Committee on Environment and Public Works.

EC-964. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; District of Columbia; Update to Materials Incorporated by Reference" (FRL-8775-3) as received during adjournment of the Senate in the Office of the President of the Senate on March 13, 2009; to

the Committee on Environment and Public Works.

EC-965. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Maryland; Update to Materials Incorporated by Reference" (FRL-8775-2) as received during adjournment of the Senate in the Office of the President of the Senate on March 13, 2009; to the Committee on Environment and Public Works.

EC-966. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Redesignation of the Greene County 8-Hour Ozone Nonattainment Area to Attainment and Approval of the Maintenance Plan and 2002 Base-Year Inventory" (FRL-8777-3) as received during adjournment of the Senate in the Office of the President of the Senate on March 13, 2009; to the Committee on Environment and Public Works.

EC-967. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Virginia; Amendments to the Open Burning Regulation" (FRL-8773-1) as received during adjournment of the Senate in the Office of the President of the Senate on March 13, 2009; to the Committee on Environment and Public Works.

EC-968. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Redesignation of the Clearfield/Indiana 8-Hour Ozone Nonattainment Area to Attainment and Approval of the Maintenance Plan and 2002 Base-Year Inventory" (FRL-8777-4) as received during adjournment of the Senate in the Office of the President of the Senate on March 13, 2009; to the Committee on Environment and Public Works.

EC-969. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Alabama; Update to Materials Incorporated by Reference" (FRL-8759-9) as received during adjournment of the Senate in the Office of the President of the Senate on March 13, 2009; to the Committee on Environment and Public Works.

EC-970. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Approval and Promulgation of Air Quality Implementation Plans; Texas; Revisions to Permits by Rule and Regulations for Control of Air Pollution by Permits for New Construction or Modification" (FRL-8780-5) as received during adjournment of the Senate in the Office of the President of the Senate on March 13, 2009; to the Committee on Environment and Public Works.

EC-971. A communication from the Director, Regulatory Management Division, Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Final Determination to Approve Research, Development, and Demonstration Request for the Salt River Landfill" (FRL-8777-9) as received during adjournment of the Senate in the Office of the President of the Senate on March 13, 2009; to the Committee on Environment and Public Works.

EC-972. A communication from the Secretary of the Treasury, transmitting, pursu-

ant to Executive Order 13313 of July 31, 2003, the semiannual report detailing payments made to Cuba as a result of the provision of telecommunications services pursuant to Department of the Treasury specific licenses; to the Committee on Foreign Relations.

EC-973. A communication from the Secretary General, Inter-Parliamentary Union, transmitting a report relative to the annual session of the Parliamentary Conference on the WTO; to the Committee on Foreign Relations.

EC-974. A communication from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting, pursuant to the Case-Zablocki Act, 1 U.S.C. 112b, as amended, the report of the texts and background statements of international agreements, other than treaties (List 2009-0028 - 2009-0030); to the Committee on Foreign Relations.

EC-975. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of technical data, defense services, and defense articles in the amount of \$100,000,000 or more to Australia; to the Committee on Foreign Relations.

EC-976. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the export of defense articles, including technical data, and defense services in the amount of \$50,000,000 or more; to the Committee on Foreign Relations.

EC-977. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed manufacturing license agreement for the manufacture of significant military equipment abroad with Germany; to the Committee on Foreign Relations.

EC-978. A communication from the Acting Assistant Secretary, Bureau of Legislative Affairs, Department of State, transmitting, pursuant to the Arms Export Control Act, the certification of a proposed technical assistance agreement for the export of major defense equipment and associated technical data and defense services in the amount of \$14,000,000 or more to India; to the Committee on Foreign Relations.

EC-979. A communication from the Director, Administrative Office of the United States Courts, transmitting, pursuant to law, a report entitled "Report of the Proceedings of the Judicial Conference of the United States"; to the Committee on the Judiciary.

EC-980. A communication from the Deputy Under Secretary of Defense (Civilian Personnel Policy), transmitting, pursuant to law, notification of the status of a report relative to the need for and feasibility of a mental health scholarship program; to the Committee on Veterans' Affairs.

EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of nominations were submitted:

By Mr. HARKIN for the Committee on Agriculture, Nutrition, and Forestry.

*Gary Gensler, of Maryland, to be a Commissioner of the Commodity Futures Trading Commission for a term expiring April 13, 2012.

*Gary Gensler, of Maryland, to be Chairman of the Commodity Futures Trading Commission.