

Dakota when I was Governor. I was a Governor there for 10 years. We developed a plan that we called EmPower North Dakota, and of course the whole idea was to unleash the energy resources of our State—all of our resources. I am not just talking about oil and gas—traditional sources of energy—but all traditional and renewable energy that have truly made our State an energy powerhouse for the country. We did it at the State level, and we can do it at the national level.

So how does it work? Quite simply, it empowers States to build on their relative strengths. It does so by giving them the primary role, or the primary responsibility, in terms of regulating energy development and growth in their State. That may be oil, gas, nuclear, biofuels, hydro, wind, solar, biomass or whatever else may be an area of strength or expertise for their respective State.

The PRESIDING OFFICER. The Senator's time has expired.

Mr. HOEVEN. I ask the Chair for 2 minutes.

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

Mr. HOEVEN. I thank the Presiding Officer.

If you think about it, it builds on the very foundation and very concept of how our country works. The United States is the laboratory of democracy. The States are the laboratories of democracy. Let's make them the laboratories of energy development in this country. Why not? Let's make them the laboratories of energy development in this country, whether it is Wisconsin, Michigan, North Dakota, South Dakota or Wyoming. You name it. Different places have different strengths.

When it comes to producing energy, let's empower them to produce the type of energy that works best in their respective State. It is bipartisan, it is inclusive, and it includes not only the Federal Government, but it includes the Federal Government in a way where they are working with the States and building on the very strength of our country.

I know my time is limited. I will be back later today to talk about it some more.

I want to leave with this point: It is not just about energy. It is about better environmental stewardship because we unleash the very investment that drives and deploys the new technology that produces more energy and does so with a better environmental stewardship.

It is about a growing economy that creates revenues without raising taxes to help address the deficit and debt. It creates good-paying jobs that we need in this country.

It is also about national security. Think about what is going on in Europe right now. Is the European Union going to join with us and impose sanctions on Russia? Are they? Do they have the will or are they concerned that 30 percent of all of the natural gas

that goes to Europe comes from Russia and half of it goes through the Ukraine?

Are they so concerned about their energy future that they are not willing to stand with us to do the things we need to do to make sure that an aggressor like Russia doesn't invade another sovereign country?

So energy is very much about national security, and we can be energy secure in this country in very short order with the right approach.

I yield the floor.

The PRESIDING OFFICER. The Senator from Michigan.

#### EXECUTIVE CALENDAR

Ms. STABENOW. There are currently 89 judicial vacancies in Federal courts across the country, including four on the eastern court for the Eastern District of Michigan. Two of these are considered emergency vacancies because they have been vacant for over 19 months. With so many vacancies the case backlog isn't getting any smaller. It is a real problem.

The good news is that today we have the opportunity to vote to move forward on four excellent nominees to fill vacancies in the courts.

Our Michigan nominees are highly qualified and represent some of the best legal minds we have. Two of the nominees are sitting judges, one nominee is a U.S. Attorney in the Eastern District of Michigan, and the other nominee is currently in private practice at one of Michigan's top law firms.

Throughout the confirmation process, they have all proven to be thoughtful and prudent stewards of the law. So not only are they excellent nominees, but they are ready to go to work.

The first nominee is Judith Levy. She has served as an assistant U.S. attorney in the Eastern District of Michigan since 2000. She was a cum laude graduate at the University of Michigan Law School. She has received numerous awards for her legal work.

Ms. Levy clerked for the Honorable Bernard Friedman, the former chief judge on the United States District Court for the Eastern District of Michigan. He was, in fact, a Reagan appointee.

She is nominated to fill a judicial emergency vacancy created more than 18 months ago.

Ms. Levy is an excellent nominee. The people of Michigan deserve to have her on the bench, and she will serve with great distinction for all of us.

Second, we have Judge Laurie Michelson. Judge Michelson has served as a U.S. magistrate judge in the Eastern District of Michigan since 2011.

Prior to her appointment to the bench, she spent nearly 18 years in private practice where she specialized in media law, intellectual property, and white collar criminal defense.

She earned her law degree from Northwestern University in 1992. She served as a law clerk for Judge Cor-

nelia Kennedy on the U.S. court of appeals. Judge Kennedy, as you may recall, was selected by President Reagan for his short list of Supreme Court candidates to replace Justice Potter Stewart.

Judge Michelson is an excellent nominee, and again the people of Michigan deserve to have her on the bench, and she will serve with distinction.

Next we have Judge Linda Parker. Judge Linda Parker has served as a judge on the Third Judicial Circuit Court of Michigan since 2009. Judge Parker has served in State and for the Federal Government for over a decade. Before that, she worked in private practice as well.

She earned her law degree from George Washington University and began her career as a law clerk in the District of Columbia Superior Court.

She has been recognized for her commitment to the community through pro bono legal work and as a board member of an organization that provides assistance to underserved academically gifted children.

Judge Parker is also an excellent nominee, and the people of Michigan look forward to her service.

Next is Matthew Leitman. Mr. Leitman is a principal at the Law Firm of Miller Canfield in Troy, MI, where he handles complex commercial litigation, criminal defense, and appellate matters before both State and Federal courts.

Prior to joining Miller Canfield in 2004, he spent 10 years in private practice.

He earned his law degree magna cum laude in 1993 from Harvard Law School and began his career as a clerk to Justice Charles Levin on the Michigan Supreme Court.

Mr. Leitman's nomination will also fill a judicial emergency vacancy which has been open for nearly 2 years.

Mr. Leitman is also an excellent nominee, and the people of Michigan, again, deserve his service on the bench. We look forward to his service and to the service of all four of those nominees that we will be voting on today.

We have four excellent nominees for the U.S. District Court for the Eastern District of Michigan. They are thoughtful, they are prudent, and they are ready to get to work.

I encourage and ask that all of my colleagues join together today in a strong bipartisan vote to be able to move these nominations forward and bring them to the floor tomorrow morning for the final vote.

We are very pleased with the President's nominees and with their qualifications. We are very confident of their service to the courts and to the people of Michigan.

I thank the Presiding Officer.

I yield the floor and suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. KAIN. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER (Ms. HIRONO). Without objection, it is so ordered.

#### CONCLUSION OF MORNING BUSINESS

The PRESIDING OFFICER. Morning business is closed.

#### EXECUTIVE SESSION

#### CLOTURE MOTION

The PRESIDING OFFICER. Under the previous order, the Senate will proceed to executive session.

Under the previous order, there is now 2 minutes of debate equally divided prior to a cloture vote on the Leitman nomination.

Who yields time?

Mr. DURBIN. Madam President, I ask unanimous consent to yield back the time.

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

All time is yielded back.

The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The assistant legislative clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the nomination of Matthew Frederick Leitman, of Michigan, to be United States District Judge for the Eastern District of Michigan.

Harry Reid, Patrick J. Leahy, Carl Levin, Richard J. Durbin, Barbara Boxer, Debbie Stabenow, Charles E. Schumer, Patty Murray, Jeanne Shaheen, Amy Klobuchar, Tom Udall, Sheldon Whitehouse, Mazie K. Hirono, Joe Donnelly, Jack Reed, Brian Schatz, Tom Harkin.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Matthew Frederick Leitman, of Michigan, to be United States District Judge for the Eastern District of Michigan shall be brought to a close? The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Missouri (Mrs. McCAS- KILL) and the Senator from West Virginia (Mr. ROCKEFELLER) are necessarily absent.

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 55, nays 43, as follows:

#### [Rollcall Vote No. 63 Ex.]

#### YEAS—55

Baldwin	Harkin	Nelson
Begich	Heinrich	Pryor
Bennet	Heitkamp	Reed
Blumenthal	Hirono	Reid
Booker	Johnson (SD)	Sanders
Boxer	Kaine	Schatz
Brown	King	Schumer
Cantwell	Klobuchar	Shaheen
Cardin	Landrieu	Stabenow
Carper	Leahy	Tester
Casey	Levin	Udall (CO)
Collins	Manchin	Udall (NM)
Coons	Markey	Walsh
Donnelly	Menendez	Warner
Durbin	Merkley	Warren
Feinstein	Mikulski	Whitehouse
Franken	Murkowski	Wyden
Gillibrand	Murphy	
Hagan	Murray	

#### NAYS—43

Alexander	Fischer	Moran
Ayotte	Flake	Paul
Barrasso	Graham	Portman
Blunt	Grassley	Risch
Boozman	Hatch	Roberts
Burr	Heller	Rubio
Chambliss	Hoeven	Scott
Coats	Inhofe	Sessions
Coburn	Isakson	Shelby
Cochran	Johanns	Thune
Corker	Johnson (WI)	Toomey
Cornyn	Kirk	Vitter
Crapo	Lee	Wicker
Cruz	McCain	
Enzi	McConnell	

#### NOT VOTING—2

McCaskill      Rockefeller

The PRESIDING OFFICER. On this vote the yeas are 55, the nays are 43.

The motion to invoke cloture is agreed to.

#### CLOTURE MOTION

The PRESIDING OFFICER (Ms. HEITKAMP). Under the previous order, there will be 2 minutes of debate equally divided prior to a cloture vote on the Levy nomination.

The Senator from Michigan.

Mr. LEVIN. Madam President, I want to assure our colleagues that these nominees from Michigan have been selected—obviously by us—following a very thorough screening committee with its broadly based recommendations. All four of these nominees are highly qualified, have judicial temperament, and Senator STABENOW and I can recommend them highly to the Senate.

I thank my colleagues who are voting for cloture and then hope that the next vote after cloture we will see them confirmed.

Again, we want to provide that assurance to our colleagues that this is a broadly based screening committee that we appoint which has recommended these nominees.

I ask that all time be yielded back.

The PRESIDING OFFICER. All time has been yielded back.

Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state:

The assistant legislative clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the nomination

of Judith Ellen Levy, of Michigan, to be United States District Judge for the Eastern District of Michigan.

Harry Reid	Patrick J. Leahy	Carl Levin
Richard J. Durbin	Barbara Boxer	Debbie Stabenow
Charles E. Schumer	Patty Murray	Jeanne Shaheen
Amy Klobuchar	Tom Udall	Sheldon Whitehouse
Mazie K. Hirono	Joe Donnelly	Jack Reed
Joe Donnelly	Brian Schatz	Tom Harkin

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Judith Ellen Levy, of Michigan, to be United States District Judge for the Eastern District of Michigan, shall be brought to a close?

The yeas and nays are mandatory under the rules.

The clerk will call the roll.

The assistant bill clerk called the roll.

Mr. DURBIN. I announce that the Senator from West Virginia (Mr. ROCKEFELLER) is necessarily absent.

Mr. CORNYN. The following Senator is necessarily absent: the Senator from Wisconsin, (Mr. JOHNSON).

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 56, nays 42, as follows:

#### [Rollcall Vote No. 64 Ex.]

#### YEAS—56

Baldwin	Harkin	Murray
Begich	Heinrich	Nelson
Bennet	Heitkamp	Pryor
Blumenthal	Hirono	Reed
Booker	Johnson (SD)	Reid
Boxer	Kaine	Sanders
Brown	King	Schatz
Cantwell	Klobuchar	Schumer
Cardin	Landrieu	Shaheen
Carper	Leahy	Stabenow
Casey	Levin	Tester
Collins	Manchin	Udall (CO)
Coons	Markey	Udall (NM)
Donnelly	McCaskill	Walsh
Durbin	Menendez	Warner
Feinstein	Merkley	Warren
Franken	Mikulski	Whitehouse
Gillibrand	Murkowski	Wyden
Hagan	Murphy	

#### NAYS—42

Alexander	Enzi	McConnell
Ayotte	Fischer	Moran
Barrasso	Flake	Paul
Blunt	Graham	Portman
Boozman	Grassley	Risch
Burr	Hatch	Roberts
Chambliss	Heller	Rubio
Coats	Hoeven	Scott
Coburn	Inhofe	Sessions
Cochran	Isakson	Shelby
Corker	Johanns	Thune
Cornyn	Kirk	Toomey
Crapo	Lee	Vitter
Cruz	McCain	Wicker

#### NOT VOTING—2

Johnson (WI)      Rockefeller

The PRESIDING OFFICER. On this vote the yeas are 56, the nays are 42.

The motion is agreed to.

#### CLOTURE MOTION

The PRESIDING OFFICER. Under the previous order, there will now be 2 minutes of debate equally divided in the usual form prior to a vote on the