

zone with public accusations of fraud, the same accusations of fraud that the career U.S. attorney staff rejected and the magistrate judge determined to be unfounded and the judge said DOJ and EPA had offered no evidence to support.

Well, that is a problem. Unfounded accusations of fraud are what lawyers call "defamatory per se." And derogatory public comments about the subject of an investigation is trouble under multiple Department of Justice policies. The administration officials' public comments were out of bounds. I have been a U.S. attorney. You don't get to do that.

Discovery in civil litigation will likely ultimately reveal the depths of the misconduct, the potentially unlawful motive, and their potential liability for their misconduct.

We are not at the end of this yet, but what we see is real weaponization—not MAGA phony claims of weaponization, part of a political propaganda campaign to excuse the criminality of the dear leader.

Here, all these red flags of actual weaponization are flying: internal warnings that the case had no merit, removing officials for disagreement, proceeding without a career attorney, getting shot down by a magistrate judge, case shopping after the disaster, hunting for FBI agents to harass career civil servants for managing properly congressionally appropriated funding, making derogatory public comments—and all without evidence.

Compare that to the Federal criminal cases against Trump. There is no record of internal warnings being ignored that the cases had no merit. There is no removing of officials for disagreeing with the case. No pleading was ever filed without a career attorney signing, just signed by a politico. No application was ever shot down by a judge.

Indeed, the Mar-a-Lago warrants were judicially approved. Despite very aggressive lawyering for Trump, no finding of a prosecutor's violation of Department policy was turned up; no matter had to be case shopped to other districts after falling apart in one district; no harassment by FBI agents with no court pleading to back them up; and no derogatory public comments ever made outside the pleadings the government filed.

Red flag count in the Trump cases: zero. Red flag count in this sorry episode: seven.

If Trump's corrupt DOJ will go through all of this just to grab properly appropriated climate funds, imagine what they are capable of with really bad stuff. We are in store for lots more actual weaponization in the coming months and years under this corrupt administration.

So easy for me to say that this will be continued.

I yield the floor.

The PRESIDING OFFICER. The majority leader.

Mr. THUNE. Madam President, I ask unanimous consent that with respect to the Whitaker nomination, the motion to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's action.

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

LEGISLATIVE SESSION

Mr. THUNE. Madam President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. THUNE. Madam President, I move to proceed to executive session to consider Calendar No. 53.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant bill clerk read the nomination of Mehmet Oz, of Pennsylvania, to be Administrator of the Centers for Medicare and Medicaid Services.

CLOTURE MOTION

Mr. THUNE. Madam President, I send a cloture motion to the desk.

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

The bill 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, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 53, Mehmet Oz, of Pennsylvania, to be Administrator of the Centers for Medicare and Medicaid Services.

John Thune, Tim Sheehy, John R. Curtis, Joni Ernst, Mike Crapo, Bill Hagerty, Tommy Tuberville, Roger Marshall, John Boozman, Ron Johnson, Rick Scott of Florida, Steve Daines, Tom Cotton, Todd Young, Mike Rounds, Ted Budd, Pete Ricketts.

LEGISLATIVE SESSION

MORNING BUSINESS

Mr. THUNE. Madam President, I ask unanimous consent that the Senate resume legislative session and be in a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

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

ARMS SALES NOTIFICATION

Mr. RISCH. Madam President, section 36(b) of the Arms Export Control

Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of proposed sales shall be sent to the chairman of the Senate Foreign Relations Committee.

In keeping with the committee's intention to see that relevant information is still available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications that have been received. If the cover letter references a classified annex, then such an annex is available to all Senators in the office of the Foreign Relations Committee, room SD-423.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

DEFENSE SECURITY
COOPERATION AGENCY,
Washington, DC.

Hon. JAMES E. RISCH,
Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 25-21, concerning the Army's proposed Letter(s) of Offer and Acceptance to the Government of Ecuador for defense articles and services estimated to cost \$64 million. We will issue a news release to notify the public of this proposed sale upon delivery of this letter to your office.

Sincerely,

MICHAEL F. MILLER,
Director.

Enclosures.

TRANSMITTAL NO. 25-21

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act, as amended

(i) Prospective Purchaser: Government of Ecuador.

(ii) Total Estimated Value:
Major Defense Equipment* \$0.
Other \$64 million.
Total \$64 million.

Funding Source: National Funds.

(iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:

Major Defense Equipment (MDE): None.

Non-Major Defense Equipment: The following non-MDE items will be included: M4A1 rifles; Magpul PMAG M4 magazines; technical manuals; training and support; and other related elements of logistics and program support.

(iv) Military Department: Army (EC-B-UAC).

(v) Prior Related Cases, if any: None.

(vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: None known at this time.

(vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: None.

(viii) Date Report Delivered to Congress: April 1, 2025.

*As defined in Section 47(6) of the Arms Export Control Act.

POLICY JUSTIFICATION

Ecuador—M4A1 Rifles and Support

The Government of Ecuador has requested to buy M4A1 rifles. The following non-MDE items will also be included: Magpul PMAG

M4 magazines; technical manuals; training and support; and other related elements of logistics and program support. The estimated total cost is \$64 million.

This proposed sale will support the foreign policy goals and national security objectives of the United States by improving the security of Ecuador, an important force for political stability and economic progress in South America.

The proposed sale will improve Ecuador's capability to meet current and future threats by improving the ability of its armed forces to conduct and execute military operations to counter transnational organized crime.

The proposed sale of this equipment and support will not alter the basic military balance in the region.

The principal contractor will be determined after case implementation. At this time, the U.S. Government is not aware of any offset agreement proposed in connection with this potential sale. Any offset agreement will be defined in negotiations between the purchaser and the contractor.

Implementation of this proposed sale will not require the assignment of any additional U.S. Government or contractor representatives to Ecuador.

There will be no adverse impact on U.S. defense readiness as a result of this proposed sale.

ARMS SALES NOTIFICATION

Mr. RISCH, Madam President, section 36(b) of the Arms Export Control Act requires that Congress receive prior notification of certain proposed arms sales as defined by that statute. Upon such notification, the Congress has 30 calendar days during which the sale may be reviewed. The provision stipulates that, in the Senate, the notification of proposed sales shall be sent to the chairman of the Senate Foreign Relations Committee.

In keeping with the committee's intention to see that relevant information is still available to the full Senate, I ask unanimous consent to have printed in the RECORD the notifications that have been received. If the cover letter references a classified annex, then such an annex is available to all Senators in the office of the Foreign Relations Committee, room SD-423.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

DEFENSE SECURITY
COOPERATION AGENCY,
Washington, DC.

Hon. JAMES E. RISCH,
Chairman, Committee on Foreign Relations,
U.S. Senate, Washington, DC.

DEAR MR. CHAIRMAN: Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, we are forwarding herewith Transmittal No. 25-11, concerning the Air Force's proposed Letter(s) of Offer and Acceptance to the Government of Philippines for defense articles and services estimated to cost \$5.58 billion. We will issue a news release to notify the public of this proposed sale upon delivery of this letter to your office.

Sincerely,

MICHAEL F. MILLER,
Director.

Enclosures.

TRANSMITTAL NO. 25-11

Notice of Proposed Issuance of Letter of Offer Pursuant to Section 36(b)(1) of the Arms Export Control Act, as amended

(i) Prospective Purchaser: Government of the Philippines.

(ii) Total Estimated Value:

Major Defense Equipment* \$2.73 billion.

Other \$2.85 billion.

Total \$5.58 billion.

Funding Source: National Funds.

(iii) Description and Quantity or Quantities of Articles or Services under Consideration for Purchase:

Major Defense Equipment (MDE):

Sixteen (16) F-16 C Block 70/72 aircraft.

Four (4) F-16 D Block 70/72 aircraft.

Twenty-four (24) F110-GE-129D or F100-PW-229 engines (20 installed, 4 spares).

Twenty-two (22) Improved Programmable Display Generators (iPDGs) (20 installed, 2 spares).

Twenty-two (22) AN/APG-83 Active Electronically Scanned Array (AESA) Scalable Agile Beam Radars (SABR) (20 installed, 2 spares).

Twenty-two (22) Modular Mission Computers 7000AH (or available mission computer) (20 installed, 2 spares).

Twenty-two (22) Embedded Global Positioning System (GPS) Inertial Navigation Systems (INS) (EGI) with Selective Availability Anti-Spoofing Module (SAASM) or M-Code capability and Precise Positioning Service (PPS) (20 installed, 2 spares).

Eighty-eight (88) LAU-129 guided missile launchers.

Twenty-two (22) M61A1 anti-aircraft guns (20 installed, 2 spares).

Twelve (12) AN/AAQ-33 Sniper Advanced Targeting Pods (ATP).

Twenty-four (24) Multifunctional Information Distribution System-Joint Tactical Radio Systems (MIDS-JTRS).

One hundred twelve (112) Advanced Medium Range Air-to-Air Missiles (AMRAAMs) Air Intercept Missile (AIM)120C-8 or equivalent missiles.

Four (4) AMRAAM guidance sections.

Thirty-six (36) Guided Bomb Unit (GBU)-39/B Small Diameter Bombs Increment 1 (SDB-1).

Two (2) GBU-39 (T-1)/B SDB-1 Guided Test Vehicles (GTV).

Forty (40) AIM-9X Block II Sidewinder missiles.

Thirty-two (32) AIM-9X Block II Sidewinder Captive Air Training Missiles (CATMs).

Four (4) AIM-9X Block 11 Sidewinder guidance units.

Three (3) AIM-9X Block II Captive Air Training Missile (CATM) guidance units.

Sixty (60) MK-82 500-lb general purpose bombs.

Sixty (60) MK-84 2,000-lb general purpose bombs.

Thirty (30) Joint Direct Attack Munition (JDAM) KMU-572 tail kits for GBU-38 or Laser JDAM GBU-54.

Sixty (60) FMU-152 fuze systems.

Thirty (30) MAU-210 Enhanced computer control groups (ECCG) for GBU-50 Enhanced Paveway II (EP II).

Thirty-two (32) MXU-651 air foil groups (AFG) for GBU-50 EP II.

Non-Major Defense Equipment: The following non-MDE items will also be included: AN/ALQ-254 Viper Shield (VS) electronic warfare (EW) or equivalent systems; AMRAAM CATMs; AIM-9X Sidewinder training missiles and active optical target detectors (AOTD); Infrared Search and Track (IRST) systems; Air Combat Maneuvering Instrument (ACMI) range systems; FMU-139 Joint Programmable Fuzes (JPFs); missile containers; AN/ARC-238 radios; AN/APX-127

or equivalent Advanced Identification Friend or Foe (AIFF) Combined Intenogator Transponders (CIT) with Mode 5; KY-58 and KIV-78 cryptographic devices; AN/PYQ-10 Simple Key Loaders (SKLs); KGV-250X cryptographic devices; Scorpion Hybrid Optical-based Inertial Trackers (HOBIT) or Joint Helmet Mounted Cueing Systems II (JHMCS II) helmet mounted displays; night vision devices (NVDs); spare image intensifier tubes; AN/ALE-47 Airborne Countermeasures Dispenser Systems (CMDS); AN/ALE-47 countermeasure processors; AN/ALE-47 sequencer switching units; AN/ALE-47 Control Display Units (CDUs); precision navigation; Joint Mission Planning Systems (JMPS); GPS Antenna System (GAS-1) antenna electronics; Sniper pod pylons; ADU-890 and ADU-891 adapter units, LAU-117 and LAU-88 Maverick launchers, impulse cartridges, chaff, flares, ammunition, and other bomb components; BRU-57 bomb racks; BRU-61 munitions carriage assemblies; MAU-12 bomb racks and TER-9A triple ejection racks; Common Munitions Built-in-Test (BIT) Reprogramming Equipment (CMBRE); Rackmount Improved Avionics Intermediate Shop (RIAIS); Cartridge Actuated Devices/Propellant Actuated Devices (CAD/PAD); targeting systems; aircraft refurbishment after maintenance training; spare and repair parts, consumables and accessories; repair and return support; aircraft, engine, ground, and pilot life support equipment; classified and unclassified computer program identification number (CPIN) systems; pylons, launcher adapters, weapon interfaces, and bomb and ejection racks; fuel tanks; Precision Measurement Equipment Laboratory (PMEL) and calibration support; National Geospatial-Intelligence Agency (NGA) maps and mapping data; ferry and fuel support; classified and unclassified software and software support; classified and unclassified publications, manuals, and technical documentation; facilities and construction support; simulators and training devices; personnel training and training equipment; studies and surveys; U.S. Government and contractor engineering, technical, and logistics support services; and other related elements of logistics and program support.

(iv) Military Department: Air Force (PH-D-SAC); Navy (PH-P-AAB, PH-P-AAC).

(v) Prior Related Cases, if any: None.

(vi) Sales Commission, Fee, etc., Paid, Offered, or Agreed to be Paid: None known at this time.

(vii) Sensitivity of Technology Contained in the Defense Article or Defense Services Proposed to be Sold: See Attached Annex.

(viii) Date Report Delivered to Congress: April 1, 2025.

*As defined in Section 47(6) of the Arms Export Control.

POLICY JUSTIFICATION

Government of the Philippines—F-16
Aircraft

The Government of the Philippines has requested to buy sixteen (16) F-16 C Block 70/72 aircraft; four (4) F-16 D Block 70/72 aircraft; twenty-four (24) F110-GE-129D or F100-PW-229 Engines (20 installed, 4 spares); twenty-two (22) Improved Programmable Display Generators (iPDG) (20 installed, 2 spares); twenty-two (22) AN/APG-83 Active Electronically Scanned Array (AESA) Scalable Agile Beam Radars (SABR) (20 installed, 2 spares); twenty-two (22) Modular Mission Computers 7000AH (or available mission computer) (20 installed, 2 spares); twenty-two (22) Embedded Global Positioning System (GPS) Inertial Navigation Systems (INS) (EGI) with Selective Availability Anti-Spoofing Module (SAASM) or M-Code capability and Precise Positioning Service (PPS) (20 installed, 2 spares); eighty-eight (88) LAU-129 guided