

agents for people who are going through the airports. It funds FEMA, the Federal Emergency Management Agency, at a time when there is great need related to the storms that we are trying to recover from. It funds the Coast Guard. These are critical functions that keep Americans safe. Democrats blocked it.

Democrats are willing to shut them all down—FEMA, emergency relief. Why? Because of the Democrats' war against law enforcement, against the Department of Homeland Security. They are the people who want to defund the police. That is who the Democrats are.

And as we are here working to keep the government open, Senator BERNIE SANDERS of Vermont—a Member of the Democrat coalition—came to the floor last week, with a targeted amendment, as we have been fighting on these appropriations bills. The Sanders amendment targeted Immigration and Customs Enforcement. Democrats wanted to defund ICE to the tune of \$75 billion. They wanted to redirect the money that was headed to an area where there has been great fraud. Every single Democrat—every single one of them—voted yes for the BERNIE SANDERS amendment to defund ICE. That is how radical the Democrats have become. They are the party of wide-open borders.

Now, Republicans, rightly, are the majority—were elected to the majority—because people were fed up with the open border Democrats. Republicans rightly defeated that amendment, but the Sanders amendment exposes Democrats' open borders goals. When given the choice between protecting Americans and defending law enforcement, the Democrats side, time and time again, with illegal immigrants—every single time.

We are trying to keep Americans safe. They are trying to protect illegal immigrants. It is that clearly defined. You have seen it on the signs as they protest in the streets: Abolish ICE. Republicans believe government must protect law-abiding citizens from criminals, not protect the criminals. The Democrats are, once again, choosing illegal immigrants ahead of law-abiding citizens. The events of the past few weeks are serious—they are tragic—but the tragedies are no excuse to defund law enforcement.

If Democrats want to have a debate about Americans' safety, we welcome it. I am going to stand on the side of the American people. Democrats want to stand on the side of the illegal immigrants. Republicans are going to continue to stand with the men and women who keep us safe as Democrats try to defund the police and defund border security.

I yield the floor.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

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

The PRESIDING OFFICER (Mr. SHEEHY). Without objection, it is so ordered.

The Senator from Texas.

Mr. CRUZ. Mr. President, I ask unanimous consent to speak for up to 1 minute.

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

#### WAIVING QUORUM CALL

Mr. CRUZ. Mr. President, I also ask unanimous consent to waive the mandatory quorum call with respect to the Peterson nomination.

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

#### NOMINATION OF NICHOLAS JON GANJEI

Mr. CRUZ. Mr. President, today, the Senate will vote to confirm Nicholas Ganjei of Texas to be the U.S. district judge for the Southern District of Texas.

Nick Ganjei's story is in many ways a classic American story. He grew up in Northern California as the youngest of four children. His mother, the daughter of immigrants, was a public school teacher, and his dad was an engineer for General Electric.

Nick's father emigrated from Iran in 1961 as a student with \$100 to his name and found his way from New York to El Paso and then to California.

Nick's upbringing instilled a fidelity for public duty, a respect for limits on government power, and an unwavering commitment to the rule of law.

As U.S. attorney for the Southern District of Texas, Nick has been on the frontlines of Federal law enforcement—leading one of the busiest districts in the country, prosecuting violent crime, cartel activity, and transnational threats while enforcing the law fairly.

Nick's career is filled with great success and clear dedication to this country, but I want to highlight his work in the U.S. Senate.

Nick served as my chief counsel for 3 years, during which he oversaw vital initiatives on criminal justice, border security, judicial nominations, anti-trust issues, intellectual property, and religious liberty. During his time on my staff, I saw firsthand Nick's dedication to judicial integrity. I am confident that he will work tirelessly in service of the American people and in faithful adherence to the Constitution.

I also want to note a happy personal milestone of Nick's. Just last week, Nick became engaged to his now-fiancee Jessica. She will join him in Houston and become one of our newest Texans, and we look forward to having her in the Lone Star State.

I strongly urge my colleagues to vote in support of his nomination as U.S. district judge for the Southern District of Texas. He will make us proud.

I yield the floor.

#### VOICE ON FOWLKES NOMINATION

The PRESIDING OFFICER. The question is, Will the Senate advise and consent to the Fowlkes nomination?

Ms. KLOBUCHAR. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. BARRASSO. The following Senators are necessarily absent: the Senator from Kentucky (Mr. McCONNELL), the Senator from Ohio (Mr. MORENO), the Senator from Kentucky (Mr. PAUL), and the Senator from North Carolina (Mr. TILLIS).

Further, if present and voting: the Senator from North Carolina (Mr. TILLIS) would have voted "yea."

Mr. DURBIN. I announce that the Senator from New Jersey (Mr. KIM) and the Senator from New Mexico (Mr. LUJÁN) are necessarily absent.

The result was announced—yeas 54, nays 40, as follows:

[Rollcall Vote No. 22 Ex.]

#### YEAS—54

Banks	Fischer	Moody
Barrasso	Graham	Moran
Blackburn	Grassley	Mullin
Boozman	Hagerty	Murkowski
Britt	Hassan	Ricketts
Budd	Hawley	Risch
Capito	Hoeben	Rounds
Cassidy	Husted	Schmitt
Collins	Hyde-Smith	Scott (FL)
Cornyn	Johnson	Scott (SC)
Cotton	Justice	Shaheen
Cramer	Kaine	Sheehy
Crapo	Kennedy	Sullivan
Cruz	Lankford	Thune
Curtis	Lee	Tuberville
Daines	Lummis	Whitehouse
Durbin	Marshall	Wicker
Ernst	McCormick	Young

#### NAYS—40

Alsobrooks	Hickenlooper	Sanders
Baldwin	Hirono	Schatz
Bennet	Kelly	Schiff
Blumenthal	King	Schumer
Blunt	Rochester	Slotkin
Booker	Markey	Smith
Cantwell	Merkley	Van Hollen
Coons	Murphy	Warner
Cortez Masto	Murray	Warnock
Duckworth	Ossoff	Warren
Fetterman	Padilla	Welch
Galleo	Peters	Wyden
Gillibrand	Reed	
Heinrich	Rosen	

#### NOT VOTING—6

Kim	McConnell	Paul
Lujan	Moreno	Tillis

The nomination was confirmed.

The PRESIDING OFFICER (Mr. CURTIS). Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's actions.

#### CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The senior assistant executive 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. 611, Nicholas Jon Ganjei, of Texas, to be United

States District Judge for the Southern District of Texas.

John Thune, Pete Ricketts, Mike Crapo, Tim Sheehy, John Cornyn, Roger Marshall, John Barrasso, Rick Scott of Florida, Markwayne Mullin, Ted Budd, Cynthia M. Lummis, Jim Justice, Katie Boyd Britt, Bernie Moreno, Tommy Tuberville, Eric Schmitt, Jon Husted.

The PRESIDING OFFICER. Under the previous order, the mandatory quorum call under rule XXII has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Nicholas Jon Ganjei, of Texas, to be United States District Judge for the Southern District of Texas, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. BARRASSO. The following Senators are necessarily absent: the Senator from South Carolina (Mr. GRAHAM), the Senator from Kentucky (Mr. MCCONNELL), the Senator from Kentucky (Mr. PAUL), and the Senator from North Carolina (Mr. TILLIS).

Further, if present and voting: the Senator from North Carolina (Mr. TILLIS) would have voted "yea."

Mr. DURBIN. I announce that the Senator from Illinois (Ms. DUCKWORTH), the Senator from New Jersey (Mr. KIM), and the Senator from New Mexico (Mr. LUJÁN) are necessarily absent.

The yeas and nays resulted—yeas 49, nays 44, as follows:

[Rollcall Vote No. 23 Ex.]

YEAS—49

Banks	Fischer	Moreno
Barrasso	Grassley	Mullin
Blackburn	Hagerty	Murkowski
Boozman	Hawley	Ricketts
Britt	Hoeven	Risch
Budd	Husted	Rounds
Capito	Hyde-Smith	Schmitt
Cassidy	Johnson	Scott (FL)
Collins	Justice	Scott (SC)
Cornyn	Kennedy	Sheehy
Cotton	Lankford	Sullivan
Cramer	Lee	Thune
Crapo	Lummis	Tuberville
Cruz	Marshall	Wicker
Curtis	McCormick	Young
Daines	Moody	
Ernst	Moran	

NAYS—44

Alsobrooks	Hickenlooper	Sanders
Baldwin	Hirono	Schatz
Bennet	Kaine	Schiff
Blumenthal	Kelly	Schumer
Blunt Rochester	King	Shaheen
Booker	Klobuchar	Slotkin
Cantwell	Markey	Smith
Coons	Merkley	Van Hollen
Cortez Masto	Murphy	Warner
Durbin	Murray	Warnock
Fetterman	Ossoff	Warren
Galleo	Padilla	Warren
Gillibrand	Peters	Welch
Hassan	Reed	Whitehouse
Heinrich	Rosen	Wyden

NOT VOTING—7

Duckworth	Luján	Tillis
Graham	McConnell	
Kim	Paul	

The PRESIDING OFFICER. On this vote, the yeas are 49, the nays are 44. The motion is agreed to.

The motion was agreed to.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. The clerk will report the nomination.

The senior assistant legislative clerk read the nomination of Nicholas Jon Ganjei, of Texas, to be United States District Judge for the Southern District of Texas.

NOMINATION OF NICHOLAS JON GANJEI

Mr. DURBIN. Mr. President, today, the Senate will vote to confirm Nicholas Jon Ganjei to the U.S. District Court for the Southern District of Texas.

I will vote in opposition to Mr. Ganjei's confirmation to a lifetime appointment on the Federal bench.

As the U.S. Attorney for the Southern District of Texas, Mr. Ganjei has not been shy about his support for the Trump administration's aggressive immigration enforcement agenda. In a speech to the Federal Law Enforcement Officers Association earlier this year, Mr. Ganjei rebuffed those who view these policies as "rooted in a lack of compassion." But look at what happened in Chicago last year and more recently in Minnesota just this last month. American citizens, legal residents of the United States, and immigrants who have built their lives and raised their families here and pose no threat to public safety have been targeted.

Rafael Veraza and his 1-year-old daughter Arianna, both citizens of the United States, were enjoying a shopping day at Sam's Club. What was supposed to be a normal father-daughter outing ended in a trip to the hospital after they were pepper sprayed by Federal agents. Masked, armed agents have aggressively arrested U.S. citizens; tazed, punched, and fired pepper balls at them; and, in some cases, wrongly detained them in immigration detention facilities for weeks. This was not an isolated incident. In the last month, two American citizens, Renee Good and Alex Pretti, were both needlessly and unjustifiably killed in immigration officer-involved shootings.

There is no doubt that this administration's immigration policies are rooted in a lack of compassion. Mr. Ganjei cheering them on is disqualifying. Earlier this year, he reposted a DHS tweet comparing the strategy of capturing undocumented immigrants to the Pokemon slogan "gotta catch 'em all"—as if all of this were a game.

Mr. Ganjei's record makes clear where he stands on immigration enforcement, and I have serious doubts about his ability to fairly and impartially render decisions in the immigration cases that make up a substantial part of the docket in the Southern District of Texas.

For these reasons, I will be opposing Mr. Ganjei's nomination.

RECESS

The PRESIDING OFFICER. Thereupon, the Senate, at 1:05 p.m., recessed until 2:15 p.m. and reassembled when called to order by the Presiding Officer (Mrs. BRITT).

EXECUTIVE CALENDAR—Continued

VOTE ON GANJEI NOMINATION

The PRESIDING OFFICER. Under the previous order, the question is, Will the Senate advise and consent to the Ganjei nomination?

Mr. BARRASSO. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The clerk will call the roll.

The senior assistant executive clerk called the roll.

Mr. BARRASSO. The following Senators are necessarily absent: the Senator from Kentucky (Mr. MCCONNELL) and the Senator from Kentucky (Mr. PAUL).

Mr. DURBIN. I announce that the Senator from New Jersey (Mr. KIM) and the Senator from New Mexico (Mr. LUJÁN) are necessarily absent.

The result was announced—yeas 51, nays 45, as follows:

[Rollcall Vote No. 24 Ex.]

YEAS—51

Banks	Fischer	Moran
Barrasso	Graham	Moreno
Blackburn	Grassley	Mullin
Boozman	Hagerty	Murkowski
Britt	Hawley	Ricketts
Budd	Hoeven	Risch
Capito	Husted	Rounds
Cassidy	Hyde-Smith	Schmitt
Collins	Johnson	Scott (FL)
Cornyn	Justice	Scott (SC)
Cotton	Kennedy	Sheehy
Cramer	Lankford	Sullivan
Crapo	Lee	Thune
Cruz	Lummis	Tillis
Curtis	Marshall	Tuberville
Daines	McCormick	Wicker
Ernst	Moody	Young

NAYS—45

Alsobrooks	Heinrich	Rosen
Baldwin	Hickenlooper	Sanders
Bennet	Hirono	Schatz
Blumenthal	Kaine	Schiff
Blunt Rochester	Kelly	Schumer
Booker	King	Shaheen
Cantwell	Klobuchar	Slotkin
Coons	Markey	Smith
Cortez Masto	Merkley	Van Hollen
Duckworth	Murphy	Warner
Durbin	Murray	Warnock
Fetterman	Ossoff	Warren
Galleo	Padilla	Welch
Gillibrand	Peters	Whitehouse
Hassan	Reed	Wyden

NOT VOTING—4

Kim	McConnell
Luján	Paul

The nomination was confirmed. The PRESIDING OFFICER. Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's actions.

CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the