

of agriculture and the protection of our farmland.

Madam Speaker, the recognition that I am offering today before the House of Representatives for Linda Padilla Maced is small compared to the contributions and impact she had on the lives of so many. She was truly an invaluable member of our community, an exemplary advocate for agriculture, and an outstanding human being.

PERSONAL EXPLANATION

HON. DEAN HELLER

OF NEVADA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 12, 2010

Mr. HELLER. Madam Speaker, on rollcall No. 257 I was unavoidably detained.

Had I been present, I would have voted "yes."

HONORING STEPHEN A. BOUCH OF NAPA COUNTY

HON. MIKE THOMPSON

OF CALIFORNIA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 12, 2010

Mr. THOMPSON of California. Madam Speaker, I rise today to honor Mr. Stephen A. Bouch who will be retiring as Court Executive Officer of the Napa Superior Court. Stephen's leadership will be truly missed by his co-workers, the people of Napa County, and the countless of people nationwide that relied on his extensive knowledge of the criminal justice system.

Mr. Bouch began his distinguished career as a jury commissioner/law librarian in the Superior Court of Santa Cruz County in California. He was soon promoted to assistant Superior Court administrator in San Mateo County, California. From there he launched his 4 decade career as the Court Administrator for the Superior Courts of Spokane, Washington and the Superior Court of Monterey County, California. Due to his passion and perseverance, Mr. Bouch became the first non-judge, trial court administrator in Idaho's history. More success followed when he was appointed to the position of deputy administrative director for the State of Alaska court system. He returned to California where he served at the state level working as a special consultant to the state's Judicial Council, Administrative Office of the Courts. In 2001 he was appointed as the Napa Superior Court executive officer.

Mr. Bouch's career and personal contributions are innumerable. As a court administrator in California, he assisted in the design and implementation of a countywide integrated criminal justice system. As the court executive officer he created an award winning public website which provides information on services that local non-profits offer. The website is instrumental for family court litigants and it is available to all Napa County residents. Mr. Bouch also administered domestic and juvenile relations divisions of trial courts in California and Idaho.

Mr. Bouch also spent 6 years working as a senior staff associate for the National Center

for State Courts, where he shared his extensive knowledge with varying sized jurisdictions throughout the United States and abroad. His administrative work was recognized when he received the Toll Fellowship from the National Council of State Governments in Lexington, Kentucky.

Madam Speaker, it is my distinct pleasure to recognize Stephen A. Bouch for his many years of service to Napa, California, and to thank him for his many contributions on behalf of our country and his community. I join his wife Jan, and his children, David, Michael and Christopher, and our colleagues in wishing him the best as he enters this new phase of his life.

HONORING MAINE'S SMALL BUSINESS PERSONS OF THE YEAR: TRAPPER CLARK AND THOMAS STURTEVANT

HON. MICHAEL H. MICHAUD

OF MAINE

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 12, 2010

Mr. MICHAUD. Madam Speaker, I rise today to recognize the accomplishments of Trapper Clark and Thomas Sturtevant, the co-recipients of the 2010 Small Business Association's, SBA, Maine Small Business Persons of the Year Award.

The annual SBA Maine Small Business Person of the Year Award recognizes outstanding entrepreneurs for their contributions to the Nation's economy and for their personal achievements based upon staying power, employee growth, sales increases, current and past financial performance, product or service innovation, response to adversity and contributions to community. Trapper Clark and Thomas Sturtevant, co-owners of the aluminum trailer manufacturing company Alcorn in Winslow, Maine, embody the spirit of this award.

On March 1, 2006, Alcorn got its start in a small section of an old mill with only a handful of employees. Five years and one recession later, the manufacturers inhabit a seventy-thousand square foot factory, employing eighty workers and serving over two-hundred dealers. As of last month, Alcorn was supplying its "mission line" trailers to customers from New England, throughout Canada and as far west as Utah.

Mr. Clark and Mr. Sturtevant have achieved remarkable growth even during these tough economic times. Alcorn took on 25 new workers since last October, and Clark and Sturtevant have surpassed their projected sales and growth goals for 2010 inside the first three months of the year. Most impressively, with an ambitious business plan and expected sales of \$44 million and 196 employees in 2013, Alcorn has found a way to grow while still keeping their employee base in Maine.

Madam Speaker, Alcorn is a remarkable Maine success story. Please join me in honoring Trapper Clark and Thomas Sturtevant for their accomplishments and their dedication to community.

OUR UNCONSCIONABLE NATIONAL DEBT

HON. MIKE COFFMAN

OF COLORADO

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 12, 2010

Mr. COFFMAN of Colorado. Madam Speaker, today our national debt is \$12,931,157,737,293.42.

On January 6, 2009, the start of the 111th Congress, the national debt was \$10,638,425,746,293.80.

This means the national debt has increased by \$2,292,731,990,999.60 so far this Congress. The debt has increased \$4,372,259,520.42 since just yesterday.

This debt and its interest payments we are passing to our children and all future Americans.

SUPPORT OF THE "REMOVAL CLARIFICATION ACT OF 2010"

HON. HENRY C. "HANK" JOHNSON, JR.

OF GEORGIA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, May 12, 2010

Mr. JOHNSON of Georgia. Madam Speaker, I rise today to introduce the "Removal Clarification Act of 2010." This bipartisan legislation will help protect the Federal Government from interference with its operations.

Under the federal officer removal statute, 28 U.S.C. §1442(a), "any officer of the United States or of any agency thereof, sued in an official capacity or individual capacity for any act under color of such office" may remove the case to Federal district court. The statute is designed to enable Federal officials to remove a case out of State court and into Federal court.

However, in over forty States, individuals may be deposed and/or required to produce documents despite the fact that they have not yet been sued. Such pre-suit discovery is sometimes used by plaintiffs to confirm that they are suing the proper defendant, identify unknown defendants, or investigate potential claims.

Courts are split on whether the removal statute applies to pre-suit discovery. Today's legislation will make clear that the removal statute applies to all State judicial proceedings in which a legal demand is made for a Federal officer's testimony or documents, including pre-suit discovery. It will also clarify that the Federal officer need not wait until he or she is subject to contempt in order to seek removal.

The ambiguity over whether a Federal officer can invoke the removal statute during pre-suit discovery was presented in a recent case involving Republican EDDIE BERNICE JOHNSON, who was the subject of a pre-suit discovery petition. Republican JOHNSON removed the action from State court on the basis of the removal statute. However, the Federal court held that the pre-suit discovery proceeding did not constitute a "civil action or criminal prosecution" for purposes of the statute and remanded the petition to State court. The bill I introduce today would have permitted such removal.

This bill will not alter the well-settled requirement that removal under section 1442(a)(1)