appeared in the Congressional Record of September 20, 2010.

PN2348 ARMY nominations (6) beginning DIANE J. BOESE, and ending PHILLIP N. WASHING, which nominations were received by the Senate and appeared in the Congressional Record of September 29, 2010.

PN2349 ARMY nomination of Robert C. Dormer, which nomination was received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2350 ARMY nomination of David A. Niemann, which was received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2351 ARMY nomination of William L. Vanasse, which was received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2352 ARMY nomination of George A. Carpenter, which was received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2353 ARMY nomination of Susan A. Castorina, which was received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2354 ARMY nominations (2) beginning THERESE C. COWGHER, and ending MARIE N. WRIGHT, which nominations were received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2355 ARMY nominations (2) beginning PAULA S. OLIVER, and ending GARY D. RIGGS, which nominations were received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2356 ARMY nominations (4) beginning JOSEPH C. CARVER, and ending GARY L. PAULINO, which nominations were received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2357 ARMY nomination of John E. Johnson, which was received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2358 ARMY nominations (62) beginning KEVIN A. HILLSON, and ending STEVEN J. OLSON, which nominations were received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2359 ARMY nominations (123) beginning MARIA E. RIOS, and ending JOSEPH C. CARVER, which nominations were received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2360 ARMY nominations (157) beginning TIMOTHY P. ALBERS, and ending GEORGE KIMBERLY, which nominations were received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2361 ARMY nominations (194) beginning ELLLEN J. ABBOTT, and ending MICHAEL W. YOUNG, which nominations were received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2362 ARMY nominations (226) beginning JOHN A. JONES, and ending JOHN W. AARSEN, which nominations were received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2363 ARMY nominations (266) beginning JOHN W. AARSEN, and ending LOREN T. ZWEIG, which nominations were received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2364 ARMY nominations (5) beginning JOHN G. FELTZ, and ending LOUIS W. WAINWRIGHT, which nominations were received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2365 ARMY nomination of Kathleen M. Fleck, which nomination was received by the Senate and appeared in the Congressional Record of November 18, 2010.

PN2366 ARMY nomination of Gary A. Vrooman, which nomination was received by the Senate and appeared in the Congressional Record of November 18, 2010.

PN2367 ARMY nominations (5) beginning CRAIG S. BROWN, and ending RENNIE W. SWINK, which nominations were received by the Senate and appeared in the Congressional Record of November 18, 2010.

PN2368 ARMY nominations (5) beginning CHARLES E. VARGAS, and ending ANTHONY M. ANDREWS, which nominations were received by the Senate and appeared in the Congressional Record of November 18, 2010.

PN2369 NAVY nominations (3) beginning D. N. TRAUP, and ending WAYNE M. BURK, which nominations were received by the Senate and appeared in the Congressional Record of November 17, 2010.

PN2370 NAVY nominations (6) beginning CHARLES A. MCQUAID, and ending ROBERT A. BURKE, which nominations were received by the Senate and appeared in the Congressional Record of November 18, 2010.

PN2371 NAVY nomination of Brian L. Beatty, which was received by the Senate and appeared in the Congressional Record of December 8, 2010.

PN2372 NAVY nomination of Jon C. Cannon, which was received by the Senate and appeared in the Congressional Record of December 8, 2010.

NOMINATIONS DISCHARGED

Mr. BAYH. Madam President, I ask unanimous consent that the Judiciary Committee be discharged en bloc from the following nominations: PN 2350 and PN 2351; that the Senate then proceed en bloc to the nominations; that the nominations be confirmed en bloc and that the nominations be printed in the RECORD, and the President be immediately notified of the Senate's action.

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

The nominations considered and confirmed are as follows:

DEPARTMENT OF JUSTICE

Russell Edwin Burger, of Oregon, to be United States Marshal for the District of Oregon for the term of four years.

Charles Edward Andrews, of Alabama, to be United States Marshal for the Southern District of Alabama for the term of four years.

Mr. BAYH. Madam President, I ask unanimous consent that the Judiciary Committee be discharged from further consideration of the following nominations, PN 2354; that the nominations be confirmed en bloc to the nominations; that any statements relating to the nominations be printed in the RECORD and the President be immediately notified of the Senate's action.

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

The nominations considered and confirmed is as follows:

EXECUTIVE CALENDAR

Mr. BAYH. I ask unanimous consent that the Senate proceed to the immediate consideration of the following
The nominations considered and confirmed are as follows:

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION
Jacqueline A. Berrien, of New York, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2014.

Victoria A. Lipnic, of Virginia, to be a Member of the Equal Employment Opportunity Commission for a term expiring July 1, 2013.

P. David Lopez, of Arizona, to be General Counsel, Equal Employment Opportunity Commission for a term of four years.

Mrs. FEINSTEIN. Madam President, I rise today to discuss two promising Asian-American judicial nominees from my State of California who have been denied simple, straightforward up-or-down votes on the floor of this body for what I believe are very spurious reasons.

Goodwin Liu is associate dean and professor of law at the University of California, Berkeley, Boalt Hall School of Law. He has a truly outstanding record as a legal mind.

Recognizing his brilliance, President Obama chose Professor Liu for a seat on the Court of Appeals for the Ninth Circuit.

I have met personally with Goodwin Liu on several occasions, including a 4-hour discussion. I had him to my home for dinner. His status as a first-rate legal mind is undeniable.

His support for this nomination is legion:

Justice Ruth Bader Ginsburg, former judge and Solicitor General Ken Starr, leading conservative lawyer Clint Bolick, California Correctional Peace Officers Association, 34 former prosecutors, Numerous education leaders, including former Secretary of Education Richard Riley and Joel Klein, the Chancellor of the New York City schools, and Numerous representatives of the Asian-American community.

One set of support was particularly impressive to me. In the only time that I have seen the serving president and two former presidents of a major university write in support of a nominee or issue, the three most recent presidents of Stanford University, John Hennessy, Gerhard Casper, and Donald Kennedy, wrote to support Professor Liu’s nomination, saying, in part: Goodwin Liu is one of the most qualified, and trustee has epitomized the goal of Stanford’s founders, which was “to promote the public welfare by exercising an influence on behalf of humanity and civilization, teaching the blessings of liberty regulated by law, and inculcating love and reverence for the great principles of government as derived from the inalienable rights of mankind and the pursuit of happiness.” We highly recommend Goodwin Liu for the honor and responsibility of serving on the United States Court of Appeals for the Ninth Circuit.

I admit that some of Professor Liu’s writing have been questioned by conservatives. It is true that Goodwin Liu would not be a conservative judge. However, I do not believe that he would be an activist judge.

I have watched the debates over the judiciary in my eighteen years in the Senate, the perception of “judicial activism” is for the party on the other side. Many believe that this current Supreme Court under Chief Justice Roberts is one of the most activist courts ever. It is indisputable that it has overturned many precedents that had stood for decades.

Goodwin Liu deserves to have a fair up-or-down vote, as other controversial circuit court nominees have received. If a senator opposes his nomination, let them vote against him. But don’t let Professor Liu die on the calendar, without even having the courage to give him a vote.

Even worse in many ways is the similar treatment that Magistrate Judge Edward Chen has received. I recommended Judge Chen for a judgeship in the Northern District of California. If confirmed, he would be the first judge of Chinese descent to serve in this district, with its notable Chinese heritage.

This would not be a novel role for Judge Chen; for the past 9 years, he has served as a magistrate judge on this same court. And his service there has been impeccable, and apparently unsailable: he has written more than 350 published opinions in that time, and there has not been an objection to a single one of them.

But opponents of his nomination are hanging their hat on one quote from him, taken out of context.

One of the darkest chapters in this country’s history was the wholesale internment of Japanese-Americans during World War II. The Supreme Court upheld this heinous practice in the notorious case of Korematsu v. United States. In 1988, Congress passed and President Reagan signed the Civil Liberties Act to repeal and invalidate the internment. Before serving as a magistrate judge, Ed Chen represented the name party in that case, Fred