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HOUSE MEMORIAL 9

47TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2006

INTRODUCED BY

Daniel R. Foley

A MEMORIAL

REQUESTING THAT THE UNITED STATES SENATORS OF THE STATE OF NEW MEXICO WORK FOR A PROMPT UP-OR-DOWN VOTE ON THE NOMINATION OF SAMUEL A. ALITO, JR. TO THE UNITED STATES SUPREME COURT.

WHEREAS, Article II, Section 2 of the United States constitution states the president of the United States "shall nominate, and by and with the Advice and Consent of the Senate, shall appoint Ambassadors, other public Ministers and Consuls, Judges of the Supreme Court, and all other Officers of the United States"; and

WHEREAS, activist judges on some federal courts have frustrated the constitutional structure that prescribes that laws shall be written by elected legislatures; and

WHEREAS, President George W. Bush has expressed his

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1 commitment to appoint federal judges who will strictly
2 interpret the United States constitution; and

3 WHEREAS, on July 1, 2005, Justice Sandra Day O'Connor
4 announced her retirement from the United States supreme court;
5 and

6 WHEREAS, on October 31, 2005, President George W. Bush
7 nominated Samuel A. Alito, Jr. to the United States supreme
8 court; and

9 WHEREAS, in the past, a minority of senators have
10 prevented a senate floor vote on several of President George W.
11 Bush's judicial nominees, all of whom were reported favorably
12 by the United States senate committee on the judiciary;

13 NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF
14 REPRESENTATIVES OF THE STATE OF NEW MEXICO that the United
15 States senators representing the state of New Mexico be
16 requested to work for a prompt up-or-down vote on the
17 nomination of Samuel A. Alito, Jr. to the United States supreme
18 court; and

19 BE IT FURTHER RESOLVED that copies of this memorial be
20 transmitted to the United States senators representing New
21 Mexico.

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