

Week Ending Friday, January 23, 2004

**Statement on the Recess  
Appointment of Charles W.  
Pickering To Serve on the United  
States Court of Appeals for the  
Fifth Circuit**

*January 16, 2004*

Today I was proud to exercise my constitutional authority to appoint Judge Charles W. Pickering to serve on the United States Court of Appeals for the Fifth Circuit. Judge Pickering has served with distinction as a United States District Judge since he was unanimously confirmed by the Senate in 1990. He is highly qualified to serve on the Court of Appeals and has widespread bipartisan support from those who know him best.

For the past 2½ years, Judge Pickering has been waiting for an up-or-down vote in the Senate. A bipartisan majority of Senators supports his confirmation, and if he were given a vote, he would be confirmed. But a minority of Democratic Senators has been using unprecedented obstructionist tactics to prevent him and other qualified individuals from receiving up-or-down votes. Their tactics are inconsistent with the Senate's constitutional responsibility and are hurting our judicial system.

As a result of today's recess appointment, Judge Pickering will fill a seat on the Fifth Circuit that has been designated a judicial emergency. He will perform a valuable service on a court that needs more judges to do its work with the efficiency the American people deserve and expect. Again I call on the Senate to stop playing politics with the American judicial system and to give my nominees the up-or-down votes they deserve.

NOTE: This item was not received in time for publication in the appropriate issue.

**Notice—Continuation of the  
National Emergency With Respect to  
Terrorists Who Threaten To Disrupt  
the Middle East Peace Process**

*January 16, 2004*

On January 23, 1995, by Executive Order 12947, the President declared a national emergency pursuant to the International Emergency Economic Powers Act (50 U.S.C. 1701–1706) to deal with the unusual and extraordinary threat to the national security, foreign policy, and economy of the United States constituted by grave acts of violence committed by foreign terrorists who threaten to disrupt the Middle East peace process. On August 20, 1998, by Executive Order 13099, the President modified the Annex to Executive Order 12947 to identify four additional persons, including Usama bin Laden, who threaten to disrupt the Middle East peace process.

Because these terrorist activities continue to threaten the Middle East peace process and continue to pose an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States, the national emergency declared on January 23, 1995, as expanded on August 20, 1998, and the measures adopted on those dates to deal with that emergency must continue in effect beyond January 23, 2004. Therefore, in accordance with section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)), I am continuing for 1 year the national emergency with respect to foreign terrorists who