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**HOUSE MEMORIAL 23**

**47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005**

**INTRODUCED BY**

**Teresa A. Zanetti**

**A MEMORIAL**

**REQUESTING THAT THE UNITED STATES SENATORS REPRESENTING THE  
STATE OF NEW MEXICO SUPPORT THE PRESIDENT' S NOMINEES TO THE  
UNITED STATES SUPREME COURT.**

**WHEREAS, Article 2, Section 2 of the United States  
constitution states that the president "... 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, there is a high likelihood of at least one  
vacancy occurring on the United states supreme court during the  
one hundred ninth congress; and**

**WHEREAS, there is a possibility of needing to elevate a  
sitting justice on the United States supreme court to the**

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1 position of chief justice during the one hundred ninth  
2 congress; and

3 WHEREAS, activist judges on some federal courts have  
4 frustrated the constitutional structure that prescribes that  
5 laws be written by elected representatives of the people; and

6 WHEREAS, President George W. Bush has expressed his  
7 commitment to appoint federal judges who will strictly  
8 interpret the United States constitution; and

9 WHEREAS, in the past, a minority of senators have used  
10 dilatory tactics to prevent a senate floor vote on several of  
11 President George W. Bush's judicial nominees, all of whom  
12 received a favorable report by the United States senate  
13 committee on the judiciary;

14 NOW, THEREFORE, BE IT RESOLVED BY HOUSE OF REPRESENTATIVES  
15 OF THE STATE OF NEW MEXICO that the state's United States  
16 senators be requested to move quickly to confirm all  
17 nominations by President George W. Bush to the United States  
18 supreme court; and

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