

may, by the judicial or administrative process, be taken from such control or possession but by permission of the Senate: Now, therefore, be it

*Resolved*, That Senate Legal Counsel is authorized to represent the Committee on Armed Services and Thomas Kirk McConnell in this matter to seek to quash the subpoenas.

SEC. 2. Elizabeth King, Majority Staff Director of the Committee on Armed Services, is authorized to provide a limited declaration sufficient to demonstrate the applicability of the Speech or Debate Clause privilege in this matter, without waiving the Committee's privilege.

Mr. SCHUMER. Mr. President, on behalf of myself and the distinguished Republican leader, Mr. McCONNELL, I send to the desk a resolution authorizing representation by the Senate Legal Counsel and ask for its immediate consideration.

Mr. President, this resolution concerns third-party subpoenas to a Senate employee from Alfa Bank, the plaintiff in a lawsuit pending in Florida State court. The plaintiff, a large Russian bank, alleges in its lawsuit that unnamed defendants used cyber tools to create internet log data appearing to show communications between computer servers of the plaintiff and the Trump Organization, causing negative publicity. Alfa Bank is conducting third-party discovery to identify the unnamed persons it alleges conspired against it. As part of that attempted discovery, it has issued two subpoenas to a staff member of the Committee on Armed Services seeking testimony and Committee documents regarding his work for the Committee in examining the publicly-reported allegations about possible clandestine internet communications between plaintiff and the Trump Organization.

Because the subpoenas seek testimony and documents relating to information gathering activities the staff person undertook as part of his duties for the Committee, they request information that is absolutely privileged under the Speech or Debate Clause. In addition, sovereign immunity precludes enforcement of State court subpoenas against officials and employees of the Federal government. This resolution would authorize the Senate Legal Counsel to represent the Committee on Armed Services and its staff member and move to quash the subpoenas, at the request of the Committee.

In addition, to demonstrate to the court the applicability of the Speech or Debate Clause privilege in this matter, the resolution authorizes the Majority Staff Director of the Committee to provide a limited declaration in support of the motion to quash. By submitting this limited declaration solely to establish its privilege, the Committee is not waiving, and, indeed, continues to assert, its absolute Speech or Debate Clause privilege against being compelled to produce any information in this matter.

# SENATE RESOLUTION 317—CONGRATULATING THE MILWAUKEE BUCKS, AND THE FANS OF THE MILWAUKEE BUCKS AROUND THE WORLD, ON WINNING THE 2021 NATIONAL BASKETBALL ASSOCIATION CHAMPIONSHIP

Ms. BALDWIN (for herself and Mr. JOHNSON) submitted the following resolution; which was referred to the Committee on Commerce, Science, and Transportation:

S. RES. 317

Whereas, on Tuesday, July 20, 2021, the Milwaukee Bucks (referred to in this preamble as the "Bucks") won the 2021 National Basketball Association (referred to in this preamble as the "NBA") championship by defeating the Phoenix Suns in Game 6 of the NBA Finals by a score of 105 to 98, winning the series 4 games to 2;

Whereas the Bucks won—

- (1) the second NBA championship in the history of the franchise;
- (2) their first round of the NBA playoffs by defeating the Miami Heat 4 games to 0;
- (3) their Eastern Conference semi-finals match-up against the Brooklyn Nets 4 games to 3; and
- (4) the Eastern Conference Finals by defeating the Atlanta Hawks 4 games to 2;

Whereas every member of the 2020–2021 Bucks played a key role in the quest for a championship, including—

- (1) Giannis Antetokounmpo;
- (2) Thanasis Antetokounmpo;
- (3) Elijah Bryant;
- (4) Pat Connaughton;
- (5) Mamadi Diakite;
- (6) Donte DiVincenzo;
- (7) Bryn Forbes;
- (8) Jrue Holiday;
- (9) Justin Jackson;
- (10) Brook Lopez;
- (11) Sam Merrill;
- (12) Khris Middleton;
- (13) Jordan Nwora;
- (14) Bobby Portis;
- (15) Jeff Teague;
- (16) Axel Toupane; and
- (17) P.J. Tucker;

Whereas the entire Bucks organization deserves congratulations for this historic achievement, including—

- (1) the owners of the Bucks, Marc Lasry, Wes Edens, Jamie Dinan, and Michael Fascitelli;
- (2) the General Manager of the Bucks, Jon Horst; and
- (3) the head coach of the Bucks, Mike Budenholzer;

Whereas Giannis Antetokounmpo, for the first time, was named the Most Valuable Player of the NBA Finals, in which he—

- (1) averaged 35.2 points, 13.2 rebounds, 5 assists, and 1.8 blocks per game; and
- (2) shot 61.8 percent from the field per game;

Whereas, in the championship-clinching Game 6 of the NBA Finals, Giannis Antetokounmpo—

- (1) scored 50 points, shooting 64 percent from the field and making 17 of 19 free throws;
- (2) had 14 rebounds; and
- (3) blocked 5 shots;

Whereas Bucks forward Khris Middleton, the first NBA player to begin his career in the Development League and subsequently become an NBA All-Star, which Middleton became in the 2018–2019 season, had an impactful performance throughout the NBA Finals, including a crucial mid-range shot with 1 minute remaining in Game 6;

Whereas the Bucks won their first NBA championship in 50 years, when NBA legends

Kareem Abdul-Jabbar and Oscar Robertson brought a title to Milwaukee in 1971;

Whereas the Bucks, who won the 2021 NBA championship in 6 games, fulfilled the prophecy of Bucks legend Brandon Jennings, who, in 2013, began the "Bucks in 6" rallying cry; and

Whereas the fans in the Deer District showed up, game after game, to cheer on the Bucks in large numbers outside Fiserv Forum: Now, therefore, be it

*Resolved*, That the Senate—

(1) congratulates the Milwaukee Bucks (referred to in this resolution as the "Bucks"), and the loyal fans of the Bucks, on winning the 2021 National Basketball Association championship;

(2) recognizes the historic achievement of the entire Bucks organization, including the players, coaches, and staff, for a victorious season; and

(3) respectfully requests that the Secretary of the Senate transmit an enrolled copy of this resolution to—

(A) the head coach of the Bucks, Mike Budenholzer;

(B) the owners of the Bucks, Marc Lasry, Wes Edens, Jamie Dinan, and Michael Fascitelli; and

(C) the General Manager of the Bucks, Jon Horst.

## AUTHORITY FOR COMMITTEES TO MEET

Mr. REED. Mr. President, I have 7 requests for committees to meet during today's session of the Senate. They have the approval of the Majority and Minority leaders.

Pursuant to rule XXVI, paragraph 5(a), of the Standing Rules of the Senate, the following committees are authorized to meet during today's session of the Senate:

### COMMITTEE ON ARMED SERVICES

The Committee on Armed Services is authorized to meet during the session of the Senate on Thursday, July 22, 2021, at 9:30 a.m., to conduct a closed hearing.

### COMMITTEE ON BANKING, HOUSING, AND URBAN AFFAIRS

The Committee on Banking, Housing, and Urban Affairs is authorized to meet during the session of the Senate on Thursday, July 22, 2021, at 10 a.m., to conduct a hearing.

### COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION

The Committee on Commerce, Science, and Transportation is authorized to meet during the session of the Senate on Thursday, July 22, 2021, at 10 a.m., to conduct a hearing.

### COMMITTEE ON ENERGY AND NATURAL RESOURCES

The Committee on Energy and Natural Resources is authorized to meet during the session of the Senate on Thursday, July 22, 2021, at 10 a.m., to conduct a hearing on nominations.

### COMMITTEE ON HEALTH, EDUCATION, LABOR, AND PENSIONS

The Committee on Health, Education, Labor, and Pensions is authorized to meet during the session of the Senate on Thursday, July 22, 2021, at 10 a.m., to conduct a hearing.

### COMMITTEE ON THE JUDICIARY

The Committee on the Judiciary is authorized to meet during the session

of the Senate on Thursday, July 22, 2021, at 9 a.m., to conduct a hearing on nominations.

**SUBCOMMITTEE ON CHEMICAL SAFETY, WASTE MANAGEMENT, ENVIRONMENTAL JUSTICE, AND REGULATORY OVERSIGHT**

The Subcommittee on Chemical Safety, Waste Management, Environmental Justice, and Regulatory Oversight of the Committee on Environment and Public Works is authorized to meet during the session of the Senate on Thursday, July 22, 2021, at 10 a.m., to conduct a hearing.

**PRIVILEGES OF THE FLOOR**

Mr. PAUL. Mr. President, I ask unanimous consent that the following in-limits in my office be granted floor privileges for the remainder of the Congress: Ty Sharp, Virginia Smith, Graeme Marshall, and Jack Hartman.

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

**AUTHORIZING REPRESENTATION BY THE SENATE LEGAL COUNSEL IN THE CASE OF AO ALFA-BANK V. JOHN DOE, ET AL.**

Mr. REED. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of S. Res. 316, which was submitted earlier today.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The bill clerk read as follows:

A resolution (S. Res. 316) to authorize representation by the Senate Legal Counsel in the case of AO Alfa-Bank v. John Doe, et al.

There being no objection, the Senate proceeded to consider the resolution.

Mr. REED. I further ask unanimous consent that the resolution be agreed to, the preamble be agreed to, and the motions to reconsider be considered made and laid upon the table with no intervening action or debate.

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

The resolution (S. Res. 316) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in today's RECORD under "Submitted Resolutions.")

**CALLING FOR THE IMMEDIATE RELEASE OF TREVOR REED**

Mr. REED. Mr. President, I ask unanimous consent that the Senate proceed to the consideration of Calendar No. 91, S. Res. 67.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The bill clerk read as follows:

A resolution (S. Res. 67) calling for the immediate release of Trevor Reed, a United States citizen who was unjustly found guilty and sentenced to 9 years in a Russian prison.

There being no objection, the Senate proceeded to consider the resolution.

Mr. REED. Mr. President, I ask unanimous consent that the resolution be agreed to, that the preamble be agreed to, and that the motions to reconsider be considered made and laid upon the table.

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

The resolution (S. Res. 67) was agreed to.

The preamble was agreed to.

(The resolution, with its preamble, is printed in the RECORD of February 22, 2021, under "Submitted Resolutions.")

**CALLING ON THE GOVERNMENT OF THE RUSSIAN FEDERATION TO PROVIDE EVIDENCE OR TO RELEASE UNITED STATES CITIZEN PAUL WHELAN**

Mr. REED. Mr. President, I ask unanimous consent the Senate proceed to the immediate consideration of Calendar No. 93, S. Res. 165.

The PRESIDING OFFICER. The clerk will report the resolution by title.

The bill clerk read as follows:

A resolution (S. Res. 165) calling on the Government of the Russian Federation to provide evidence or to release United States citizen Paul Whelan.

There being no objection, the Senate proceeded to consider the resolution, which had been reported from the Committee on Foreign Relations, without amendment, and with an amendment to the preamble, as follows:

(The part of the preamble intended to be stricken is shown in boldface brackets and the part of the preamble intended to be inserted is shown in italic.)

**S. RES. 165**

[Whereas United States citizen Paul Whelan is a resident of Novi, Michigan, and a United States Marine Corps veteran;

[Whereas Paul Whelan traveled to Moscow for the wedding of a personal friend on December 22, 2018;

[Whereas Russia's Federal Security Service arrested Paul Whelan at the Metropol Hotel in Moscow on December 28, 2018, and charged him with espionage;

[Whereas the Federal Security Service has never provided any evidence of supposed wrongdoing;

[Whereas Paul Whelan was imprisoned in Lefortovo Prison and was held there for more than 19 months after his arrest in pre-trial detention;

[Whereas the Federal Security Service has not provided any evidence of supposed wrongdoing;

[Whereas a Moscow court extended Paul Whelan's pre-trial detention multiple times without publicly presenting justification or evidence of wrongdoing;

[Whereas even Paul Whelan's Federal Security Service-appointed lawyer, Vladimir Zhrebekov, said on May 24, 2019, "[The Federal Security Service] always roll[s] out what they have, but in this case, we've seen nothing concrete against Whelan in five months. That means there is nothing.";

[Whereas the then United States Ambassador to the Russian Federation, Jon Huntsman, responded on April 12, 2019, to a question about the detention of Paul Whelan, "If the Russians have evidence, they should

bring it forward. We have seen nothing. If there was a case, I think the evidence would have been brought forward by now.";

[Whereas then Secretary of State Mike Pompeo met with Russian Foreign Minister Sergey Lavrov on May 14, 2019, and urged him to ensure United States citizens are not unjustly held abroad;

[Whereas the Kremlin has refused Paul Whelan full access to his lawyer and the so-called evidence against him, and any evidence he has seen is in Russian, a language Paul does not read or speak;

[Whereas Lefortovo pre-trial detention facility and the Ministry of Foreign Affairs refused to provide medical treatment for Paul Whelan's medical condition, despite being aware of its worsening state, resulting in emergency surgery on May 29, 2020;

[Whereas Paul Whelan was wrongfully convicted on June 15, 2020, and sentenced to 16 years in a Russian labor camp by a three-judge panel, in a trial witnessed by United States Ambassador John Sullivan, who referred to it as "a mockery of justice" due to the denial of a fair trial and the exclusion of defense witnesses;

[Whereas, in August 2020, on an unknown day because he was moved secretly, Paul Whelan was transferred to camp IK-17, a penal labor camp in Mordovia, where he is forced to work 6 days a week in a garment factory;

[Whereas Ambassador John Sullivan, while visiting Paul Whelan at the labor camp in Mordovia, stated that "Russian authorities . . . have never shown the world evidence of his guilt," and reiterated his call that the Russian authorities correct this injustice and release Mr. Whelan; and

[Whereas Secretary of State Antony Blinken spoke with Russian Foreign Minister Sergei Lavrov on February 4, 2021, and urged him to release Americans detained in Russia, including Paul Whelan and Trevor Reed, so that they are able to return home to their families in the United States: Now, therefore, be it]

*Whereas United States citizen Paul Whelan is a resident of Novi, Michigan, and a United States Marine Corps veteran;*

*Whereas Paul Whelan traveled to Moscow for the wedding of a personal friend on December 22, 2018;*

*Whereas Russia's Federal Security Service arrested Paul Whelan at the Metropol Hotel in Moscow on December 28, 2018, and charged him with espionage;*

*Whereas the Federal Security Service has never provided any evidence of supposed wrongdoing;*

*Whereas Paul Whelan was imprisoned in Lefortovo Prison and was held there for more than 19 months after his arrest in pre-trial detention;*

*Whereas the Federal Security Service has not provided any evidence of supposed wrongdoing;*

*Whereas a Moscow court extended Paul Whelan's pre-trial detention multiple times without publicly presenting justification or evidence of wrongdoing;*

*Whereas even Paul Whelan's Federal Security Service-appointed lawyer, Vladimir Zhrebekov, said on May 24, 2019, "[The Federal Security Service] always roll[s] out what they have, but in this case, we've seen nothing concrete against Whelan in five months. That means there is nothing.";*

*Whereas the then United States Ambassador to the Russian Federation, Jon Huntsman, responded on April 12, 2019, to a question about the detention of Paul Whelan, "If the Russians have evidence, they should bring it forward. We have seen nothing. . . . If there was a case, I think the evidence would have been brought forward by now";*

*Whereas then Secretary of State Mike Pompeo met with Russian Foreign Minister Sergey*