

Calendar No. _____

118TH CONGRESS
2^D SESSION

S. RES. _____

[Report No. 118-_____]]

Directing the Senate Legal Counsel to bring a civil action to enforce a subpoena of the Committee on Health, Education, Labor, and Pensions of the Senate.

IN THE SENATE OF THE UNITED STATES

Mr. SANDERS, from the Committee on Health, Education, Labor, and Pensions, reported the following original resolution; which was placed on the calendar

RESOLUTION

Directing the Senate Legal Counsel to bring a civil action to enforce a subpoena of the Committee on Health, Education, Labor, and Pensions of the Senate.

Whereas the Committee on Health, Education, Labor, and Pensions of the Senate (referred to in this preamble as the “Committee”) is currently conducting a duly authorized investigation into the bankruptcy of Steward Health Care Systems LLC;

Whereas, on July 25, 2024, the Committee issued a duly authorized subpoena to Dr. Ralph de la Torre, Chairman

and Chief Executive Officer of Steward Health Care Systems LLC, directing him to testify before the Committee on September 12, 2024, at 10:00 a.m.;

Whereas, on September 4, 2024, counsel for Dr. de la Torre submitted to the Committee objections to the compelled testimony under the subpoena issued by the Committee and indicated Dr. de la Torre's intent to decline to comply with the subpoena;

Whereas, having considered the legal objections that had been submitted by counsel for Dr. de la Torre, the Committee overruled those objections in their entirety on September 5, 2024, and ordered and directed that Dr. de la Torre comply with the subpoena issued by the Committee to testify at 10:00 a.m. on September 12, 2024;

Whereas Dr. de la Torre has refused to comply with the subpoena by the Committee as ordered and directed by the Committee; and

Whereas, under sections 703(b) and 705 of the Ethics in Government Act of 1978 (2 U.S.C. 288b(b), 288d), the Senate Legal Counsel shall bring a civil action under section 1365 of title 28, United States Code, to enforce a subpoena of a committee of the Senate when directed to do so by the adoption of a resolution by the Senate: Now, therefore, be it

1 *Resolved*, That the Senate Legal Counsel shall bring
2 a civil action in the name of the Committee on Health,
3 Education, Labor, and Pensions of the Senate to enforce
4 the subpoena issued by the Committee to Dr. Ralph de
5 la Torre, Chairman and Chief Executive Officer of Stew-
6 ard Health Care Systems LLC, and that the Senate Legal

1 Counsel shall conduct all related civil contempt pro-
2 ceedings.