



# Senate Should Stand Their Ground on SCOTUS Replacement

By [Laura Sheehan](#)

March 16, 2016

**WASHINGTON, D.C.** – *Following President Obama’s nomination of Merrick Garland for the Supreme Court, Mike Duncan, president and CEO of the American Coalition for Clean Coal Electricity issued the following statement:*

“Despite today’s nomination, we continue to be part of the chorus of voices who believe American voters, not a lame duck president with a history of executive overreach, should decide who will fill the vacant Supreme Court seat.

“President Obama is no stranger to circumventing Congress and the will of the people as most recently evidenced by his costly Power Plan, which the Supreme Court has stayed due to valid legal challenges. Now he is once again compromising the will of Congress and the American people in a hastened effort to fill the vacancy that will ultimately determine the constitutionality of the Power Plan and a host of other challenges before the Court.

“Given the split of the Court, the power to decide who fills the vacancy should be made after the electoral dust settles and the people have spoken. We urge the Senate to continue to stand their ground to protect the best interest of their constituents and the constitution.”

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*The American Coalition for Clean Coal Electricity is a partnership of the industries involved in producing electricity from coal. Coal, an abundant and affordable American energy resource, provides nearly 40 percent of our power. By 2018, the coal-based power industry is expected to have invested more than \$126 billion to develop technologies to use this critical resource more cleanly and efficiently than ever before.*