

---

---

# SENATE OF THE UNITED STATES

## ONE HUNDRED EIGHTH CONGRESS

---

FIRST SESSION { CONVENED JANUARY 7, 2003

SECOND SESSION {

---

---

# EXECUTIVE CALENDAR

Monday, April 7, 2003



---

PREPARED UNDER THE DIRECTION OF EMILY J. REYNOLDS,  
SECRETARY OF THE SENATE

By Michelle Haynes, Executive Clerk

---

---

Issue No. 43

## UNANIMOUS CONSENT AGREEMENT

### **Cormac J. Carney (Cal. No. 78)**

*Ordered*, That at 5:00 p.m. on Monday, April 7, 2003, the Senate proceed to executive session to vote on the nomination of Cormac J. Carney, of California, to be United States District Judge for the Central District of California.

*Ordered further*, That immediately following the vote, the President be notified of the Senate's action.

# RESOLUTIONS

CALENDAR No.	EX.RES No.	SUBJECT	REPORTED By

# TREATIES

CALENDAR No.	TREATY Doc. No.	SUBJECT	REPORTED By

# NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
		<b>FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION</b>	
* 17	81	Stanley C. Suboleski, of Virginia, to be a Member of the Federal Mine Safety and Health Review Commission for a term of six years expiring August 30, 2006, vice Marc Lincoln Marks, term expired.	Jan 23, 2003 Reported by Mr. Gregg, Committee on Health, Education, Labor, and Pensions, without printed report.
		<b>OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION</b>	
* 18	82	W. Scott Railton, of Virginia, to be a Member of the Occupational Safety and Health Review Commission for a term expiring April 27, 2007, vice Gary L. Visscher, term expired.	Jan 23, 2003 Reported by Mr. Gregg, Committee on Health, Education, Labor, and Pensions, without printed report.
		<b>THE JUDICIARY</b>	
21	6	Miguel A. Estrada, of Virginia, to be United States Circuit Judge for the District of Columbia Circuit, vice Patricia M. Wald, retired.	Jan 30, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
32	15	Jeffrey S. Sutton, of Ohio, to be United States Circuit Judge for the Sixth Circuit, vice David A. Nelson, retired.	Feb 13, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
34	5	Deborah L. Cook, of Ohio, to be United States Circuit Judge for the Sixth Circuit, vice Alan E. Norris, retired.	Feb 27, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
35	13	John G. Roberts, Jr., of Maryland, to be United States Circuit Judge for the District of Columbia Circuit, vice James L. Buckley, retired.	Feb 27, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
		<b>UNITED STATES INTERNATIONAL TRADE COMMISSION</b>	
* 48	114	Daniel Pearson, of Minnesota, to be a Member of the United States International Trade Commission for the term expiring December 16, 2011, vice Lynn M. Bragg, term expired.	Mar 5, 2003 Reported by Mr. Grassley, Committee on Finance, without printed report.
* 49	113	Charlotte A. Lane, of West Virginia, to be a Member of the United States International Trade Commission for a term expiring December 16, 2009, vice Dennis M. Devaney.	Mar 5, 2003 Reported by Mr. Grassley, Committee on Finance, without printed report.

\* Signifies nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate

# NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
		<b>DEPARTMENT OF ENERGY</b>	
* 56	293	Linton F. Brooks, of Virginia, to be Under Secretary for Nuclear Security, Department of Energy, vice General John A. Gordon, USAF, resigned.	Mar 6, 2003 Reported by Mr. Warner, Committee on Armed Services, without printed report.
		<b>DEPARTMENT OF THE INTERIOR</b>	
* 60	287	Ross Owen Swimmer, of Oklahoma, to be Special Trustee, Office of Special Trustee for American Indians, Department of the Interior, vice Thomas N. Slonaker, resigned.	Mar 7, 2003 Reported by Mr. Campbell, Committee on Indian Affairs, without printed report.
		<b>DEPARTMENT OF ENERGY</b>	
* 61	148	Joseph Timothy Kelliher, of the District of Columbia, to be a Member of the Federal Energy Regulatory Commission for the term expiring June 30, 2007, vice Linda Key Breathitt, term expired.	Mar 12, 2003 Reported by Mr. Domenici, Committee on Energy and Natural Resources, without printed report.
		<b>THE JUDICIARY</b>	
78	19	Cormac J. Carney, of California, to be United States District Judge for the Central District of California, vice Carlos R. Moreno, resigned.	Mar 20, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
86	11	Priscilla Richman Owen, of Texas, to be United States Circuit Judge for the Fifth Circuit, vice William L. Garwood, retired.	Mar 27, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
87	37	Mary Ellen Coster Williams, of Maryland, to be a Judge of the United States Court of Federal Claims for a term of fifteen years, vice Sarah L. Wilson.	Mar 27, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
88	38	Victor J. Wolski, of Virginia, to be a Judge of the United States Court of Federal Claims for a term of fifteen years, vice Bohdan A. Futey, term expired.	Mar 27, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
		<b>UNITED STATES SENTENCING COMMISSION</b>	
90	222	Michael E. Horowitz, of Maryland, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2007, vice Sterling Johnson, Jr., term expired.	Mar 27, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.

\* Signifies nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate

# NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
<b>91</b>	223	Ricardo H. Hinojosa, of Texas, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2007, vice Joe Kendall, term expired.	Mar 27, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
		<b>DEPARTMENT OF THE TREASURY</b>	
* <b>103</b>	263	Mark W. Everson, of Texas, to be Commissioner of Internal Revenue for a term of five years, vice Charles Rossotti, term expired.	Apr 2, 2003 Reported by Mr. Grassley, Committee on Finance, without printed report.
		[NEW REPORTS]	
		<b>THE JUDICIARY</b>	
<b>105</b>	295	Edward C. Prado, of Texas, to be United States Circuit Judge for the Fifth Circuit, vice Robert M. Parker, retired.	Apr 3, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>106</b>	197	Dee D. Drell, of Louisiana, to be United States District Judge for the Western District of Louisiana, vice F. A. Little, Jr., retired.	Apr 3, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>107</b>	276	Richard D. Bennett, of Maryland, to be United States District Judge for the District of Maryland, vice Frederic N. Smalkin, retired.	Apr 3, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
		<b>DEPARTMENT OF JUSTICE</b>	
<b>108</b>	406	Raul David Bejarano, of California, to be United States Marshal for the Southern District of California for the term of four years, vice Stephen Simpson Gregg.	Apr 3, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>109</b>	187	Allen Garber, of Minnesota, to be United States Marshal for the District of Minnesota for the term of four years, vice Charles Lester Zacharias, term expired.	Apr 3, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
		<b>SECURITIES INVESTOR PROTECTION CORPORATION</b>	
* <b>110</b>	107	Noe Hinojosa, Jr., of Texas, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2003, vice Marianne C. Spraggins, term expired.	Apr 3, 2003 Reported by Mr. Shelby, Committee on Banking, Housing, and Urban Affairs, without printed report.

\* Signifies nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate

# NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
* 111	109	Noe Hinojosa, Jr., of Texas, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2006. (Reappointment)	Apr 3, 2003 Reported by Mr. Shelby, Committee on Banking, Housing, and Urban Affairs, without printed report.
* 112	108	Thomas Waters Grant, of New York, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2005, vice Charles L. Marinaccio, term expired.	Apr 3, 2003 Reported by Mr. Shelby, Committee on Banking, Housing, and Urban Affairs, without printed report.
* 113	110	William Robert Timken, Jr., of Ohio, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2003, vice James Clifford Hudson, term expired.	Apr 3, 2003 Reported by Mr. Shelby, Committee on Banking, Housing, and Urban Affairs, without printed report.
* 114	111	William Robert Timken, Jr., of Ohio, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2006. (Reappointment)	Apr 3, 2003 Reported by Mr. Shelby, Committee on Banking, Housing, and Urban Affairs, without printed report.
		<b>NATIONAL CONSUMER COOPERATIVE BANK</b>	
* 115	112	Alfred Plamann, of California, to be a Member of the Board of Directors of the National Consumer Cooperative Bank for a term of three years, vice Harry J. Bowie, term expired.	Apr 3, 2003 Reported by Mr. Shelby, Committee on Banking, Housing, and Urban Affairs, without printed report.

\* Signifies nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate



---

---

NOMINATIONS PLACED ON THE SECRETARY'S DESK

---

---