## SENATE OF THE UNITED STATES

#### ONE HUNDRED EIGHTH CONGRESS

FIRST SESSION { CONVENED JANUARY 7, 2003 ADJOURNED DECEMBER 9, 2003

SECOND SESSION {

CONVENED JANUARY 20, 2004

# EXECUTIVE CALENDAR

Monday, March 22, 2004



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

By Michelle Haynes, Executive Clerk

**★**Star Print Issue No. 192

#### RESOLUTIONS AND MOTIONS OVER, UNDER THE RULE

| S. Res. 192 | Executive Resolution to discharge the David W. McKeague nomination.   | July 7, 2003 Mr. Frist |
|-------------|---|------------------------|
| S. Res. 193 | Executive Resolution to discharge the Susan Bieke Neilson nomination. | July 7, 2003 Mr. Frist |
| S. Res. 194 | Executive Resolution to discharge the Henry W. Saad nomination.       | July 7, 2003 Mr. Frist |
| S. Res. 195 | Executive Resolution to discharge the Richard A. Griffin nomination.  | July 7, 2003 Mr. Frist |

# RESOLUTIONS

| Calendar<br>No. | Ex.Res<br>No. | Subject | Reported<br>By |
|-----------------|---------------|---------|----------------|
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## TREATIES

| CALENDAR<br>No. | TREATY Doc. No. | Subject  | Reported<br>By   |
|-----------------|-----------------|--|--|
| 13              | 103-39          | United Nations Convention on the Law of the Sea    | Mar 11, 2004 Reported favorably by Mr. Lugar, Committee on Foreign Relations with printed Ex. Rept.108-10 and a resolution of advice and consent to ratification with declarations and understandings.                   |
| 14              | 108-9           | Protocol Amending Tax Convention with Sri<br>Lanka | Mar 18, 2004 Reported favorably by Mr. Lugar, Committee on Foreign Relations under authority of the order of the Senate of 03/12/04 with printed Ex. Rept.108-11 and a resolution of advice and consent to ratification. |
| 15              | 99-10           | INCOME TAX CONVENTION WITH SRI<br>LANKA            | Mar 18, 2004 Reported favorably by Mr. Lugar, Committee on Foreign Relations under authority of the order of the Senate of 03/12/04 with printed Ex. Rept.108-11 and a resolution of advice and consent to ratification. |

| CALENDAR No. | Message<br>No. | Nominee, Office, and Predecessor   | Reported<br>By   |
|--------------|----------------|--|--|
|              |                | UNITED STATES INTERNATIONAL TRADE COMMISSION   |  |
| * 48         | 114            | Daniel Pearson, of Minnesota, to be a Member of<br>the United States International Trade<br>Commission for the term expiring June 16,<br>2011, vice Lynn M. Bragg, term expired. | Mar 5, 2003 Reported by Mr.<br>Grassley, Committee on Finance,<br>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.<br>Grassley, Committee on Finance,<br>without printed report.  |
|              |                | THE JUDICIARY  |  |
| 86           | 11             | Priscilla Richman Owen, of Texas, to be United<br>States Circuit Judge for the Fifth Circuit, vice<br>William L. Garwood, retired.   | Mar 27, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.  |
|              |                | DEPARTMENT OF DEFENSE  |  |
| * 120        | 264            | John Paul Woodley, Jr., of Virginia, to be an<br>Assistant Secretary of the Army, vice Michael<br>Parker.  | Apr 9, 2003 Reported by Mr. Inhofe,<br>Committee on Environment and<br>Public Works, without printed<br>report.<br>Mar 27, 2003 Reported by Mr.<br>Warner, Committee on Armed<br>Services, without printed report. |
|              |                | THE JUDICIARY  |  |
| 165          | 279            | J. Leon Holmes, of Arkansas, to be United States<br>District Judge for the Eastern District of<br>Arkansas, vice Stephen M. Reasoner, retired.                                   | May 1, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without recommendation without printed report.  |
| 169          | 8              | Carolyn B. Kuhl, of California, to be United<br>States Circuit Judge for the Ninth Circuit, vice<br>James R. Browning, retired.  | May 8, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.   |
|              |                | DEPARTMENT OF AGRICULTURE  |  |
| * 237        | 140            | Thomas C. Dorr, of Iowa, to be Under Secretary of Agriculture for Rural Development, vice Jill L. Long, resigned.  | Jun 18, 2003 Reported by Mr. Cochran, Committee on Agriculture, Nutrition, and Forestry, without printed report.   |

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

| Calendar<br>No. | Message<br>No. | Nominee, Office, and Predecessor   | Reported<br>By   |
|-----------------|----------------|--|--|
| * 238           | 141            | Thomas C. Dorr, of Iowa, to be a Member of the Board of Directors of the Commodity Credit Corporation,vice Jill L. Long, resigned.   | Jun 18, 2003 Reported by Mr. Cochran, Committee on Agriculture, Nutrition, and Forestry, without printed report. |
|                 |                | THE JUDICIARY  |  |
| 310             | 512            | William H. Pryor, Jr., of Alabama, to be United<br>States Circuit Judge for the Eleventh Circuit,<br>vice Emmett Ripley Cox, retired.  | Jul 23, 2003 Reported by Mr.<br>Hatch, Committee on the<br>Judiciary, without printed report.                    |
| 400             | 12             | Charles W. Pickering, Sr., of Mississippi, to be<br>United States Circuit Judge for the Fifth<br>Circuit, vice Henry A. Politz, retired.   | Oct 2, 2003 Reported by Mr. Hatch,<br>Committee on the Judiciary,<br>without printed report.                     |
|                 |                | DEPARTMENT OF JUSTICE  |  |
| 411             | 765            | Deborah Ann Spagnoli, of California, to be a<br>Commissioner of the United States Parole<br>Commission for a term of six years, vice John<br>R. Simpson, term expired.                   | Oct 16, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.                          |
|                 |                | DEPARTMENT OF EDUCATION  |  |
| * 429           | 683            | Robert Lerner, of Maryland, to be Commissioner of Education Statistics for a term expiring June 21, 2009, vice Pascal D. Forgione, Jr., term expired.                                    | Oct 29, 2003 Reported by Mr. Gregg, Committee on Health, Education, Labor, and Pensions, without printed report. |
|                 |                | THE JUDICIARY  |  |
| 433             | 541            | Dora L. Irizarry, of New York, to be United States<br>District Judge for the Eastern District of New<br>York, vice Reena Raggi, elevated.  | Oct 30, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.                          |
| 455             | 839            | Janice R. Brown, of California, to be United<br>States Circuit Judge for the District of<br>Columbia Circuit, vice Stephen F. Williams,<br>retired.                                      | Nov 6, 2003 Reported by Mr. Hatch,<br>Committee on the Judiciary,<br>without printed report.                     |
|                 |                | SOCIAL SECURITY ADMINISTRATION   |  |
| * 473           | 885            | Bradley D. Belt, of the District of Columbia, to be<br>a Member of the Social Security Advisory<br>Board for a term expiring September 30, 2008,<br>vice Stanford G. Ross, term expired. | Nov 12, 2003 Reported by Mr.<br>Grassley, Committee on Finance,<br>without printed report.                       |
|                 |                |  |  |

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| CALENDAR<br>No. | Message<br>No. | Nominee, Office, and Predecessor  | Reported<br>By   |
|-----------------|----------------|---|--|
|                 |                | REFORM BOARD (AMTRAK)   |  |
| * 481           | 1078           | Floyd Hall, of New Jersey, to be a Member of the<br>Reform Board (Amtrak) for a term of five<br>years, vice Amy M. Rosen, term expired.                                   | Nov 18, 2003 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report. |
| * 482           | 1020           | Robert L. Crandall, of Texas, to be a Member of<br>the Reform Board (Amtrak) for a term of five<br>years, vice Michael S. Dukakis, term expired.                          | Nov 18, 2003 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report. |
|                 |                | DEPARTMENT OF COMMERCE  |  |
| * 488           | 1021           | Michael D. Gallagher, of Washington, to be<br>Assistant Secretary of Commerce for<br>Communications and Information, vice Nancy<br>Victory, resigned.                     | Nov 18, 2003 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report. |
|                 |                | THE JUDICIARY   |  |
| 509             | 41             | Alan G. Lance, Sr., of Idaho, to be a Judge of the United States Court of Appeals for Veterans Claims for the term prescribed by law, vice Frank Quill Nebeker, resigned. | Nov 21, 2003 Reported by Mr.<br>Specter, Committee on Veterans'<br>Affairs, without printed report.              |
|                 |                | DEPARTMENT OF DEFENSE   |  |
| * 544           | 1152           | Lawrence T. Di Rita, of Michigan, to be an<br>Assistant Secretary of Defense, vice Victoria<br>Clarke.  | Feb 4, 2004 Reported by Mr. Warner, Committee on Armed Services, without printed report.                         |
| * 545           | 1104           | Francis J. Harvey, of California, to be an<br>Assistant Secretary of Defense, vice John P.<br>Stenbit.  | Feb 4, 2004 Reported by Mr. Warner, Committee on Armed Services, without printed report.                         |
|                 |                | NATIONAL SECURITY EDUCATION BOARD   |  |
| * 554           | 1106           | Kiron Kanina Skinner, of Pennsylvania, to be a<br>Member of the National Security Education<br>Board for a term of four years, vice Herschelle<br>S. Challenor.           | Feb 26, 2004 Reported by Mr. Warner, Committee on Armed Services, without printed report.                        |
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|-----------------|----------------|---|--|
|                 |                | THE JUDICIARY   |  |
| 556             | 975            | Raymond W. Gruender, of Missouri, to be United<br>States Circuit Judge for the Eighth Circuit,<br>vice Pasco M. Bowman II, retired.   | Mar 4, 2004 Reported by Mr. Hatch,<br>Committee on the Judiciary,<br>without printed report. |
| 557             | 1164           | Franklin S. Van Antwerpen, of Pennsylvania, to<br>be United States Circuit Judge for the Third<br>Circuit, vice Edward R. Becker, retired.                                      | Mar 4, 2004 Reported by Mr. Hatch,<br>Committee on the Judiciary,<br>without printed report. |
| 558             | 847            | F. Dennis Saylor IV, of Massachusetts, to be<br>United States District Judge for the District of<br>Massachusetts, vice Robert E. Keeton, retired.                              | Mar 4, 2004 Reported by Mr. Hatch,<br>Committee on the Judiciary,<br>without printed report. |
| 559             | 861            | Sandra L. Townes, of New York, to be United<br>States District Judge for the Eastern District<br>of New York, vice Sterling Johnson, Jr.,<br>retired.                           | Mar 4, 2004 Reported by Mr. Hatch,<br>Committee on the Judiciary,<br>without printed report. |
| 560             | 959            | Kenneth M. Karas, of New York, to be United<br>States District Judge for the Southern District<br>of New York, vice Allen G. Schwartz, deceased.                                | Mar 4, 2004 Reported by Mr. Hatch,<br>Committee on the Judiciary,<br>without printed report. |
| 561             | 967            | Judith C. Herrera, of New Mexico, to be United<br>States District Judge for the District of New<br>Mexico, vice James A. Parker, retired.                                       | Mar 4, 2004 Reported by Mr. Hatch,<br>Committee on the Judiciary,<br>without printed report. |
| 563             | 1031           | Virginia E. Hopkins, of Alabama, to be United<br>States District Judge for the Northern District<br>of Alabama, vice Edwin L. Nelson, deceased.                                 | Mar 4, 2004 Reported by Mr. Hatch,<br>Committee on the Judiciary,<br>without printed report. |
| 564             | 1032           | Ricardo S. Martinez, of Washington, to be United States District Judge for the Western District of Washington, vice an additional position in accordance with 28 USC 133(b)(i). | Mar 4, 2004 Reported by Mr. Hatch,<br>Committee on the Judiciary,<br>without printed report. |
| 566             | 1093           | Gene E. K. Pratter, of Pennsylvania, to be United<br>States District Judge for the Eastern District<br>of Pennsylvania, vice William H. Yohn, Jr.,<br>retiring.                 | Mar 4, 2004 Reported by Mr. Hatch,<br>Committee on the Judiciary,<br>without printed report. |
| 567             | 1103           | William S. Duffey, Jr., of Georgia, to be United States District Judge for the Northern District of Georgia, vice J. Owen Forrester, retiring.                                  | Mar 4, 2004 Reported by Mr. Hatch,<br>Committee on the Judiciary,<br>without printed report. |
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|-----------------|----------------|---|--|
|                 |                | DEPARTMENT OF COMMERCE  |  |
| * 581           | 1201           | Rhonda Keenum, of Mississippi, to be Assistant<br>Secretary of Commerce and Director General of<br>the United States and Foreign Commercial<br>Services, vice Maria Cino, resigned. | Mar 11, 2004 Reported by Mr. Shelby, Committee on Banking, Housing, and Urban Affairs, without printed report. Mar 9, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report. |
|                 |                | DEPARTMENT OF TRANSPORTATION  |  |
| * 582           | 1170           | Linda Morrison Combs, of North Carolina, to be<br>an Assistant Secretary of Transportation, vice<br>Donna R. McLean, resigned.  | Mar 9, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.  |
| * 583           | 1111           | Francis Mulvey, of Maryland, to be a Member of<br>the Surface Transportation Board for a term<br>expiring December 31, 2007, vice Wayne O.<br>Burkes, resigned.                     | Mar 9, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.  |
| * 584           | 1112           | W. Douglas Buttrey, of Tennessee, to be a<br>Member of the Surface Transportation Board<br>for a term expiring December 31, 2008, vice<br>Linda Joan Morgan, resigned.              | Mar 9, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.  |
|                 |                | DEPARTMENT OF THE TREASURY  |  |
| * 585           | 1192           | Brian Carlton Roseboro, of New Jersey, to be an Under Secretary of the Treasury, vice Peter R. Fisher, resigned.  | Mar 9, 2004 Reported by Mr.<br>Grassley, Committee on Finance,<br>without printed report.  |
|                 |                | DEPARTMENT OF ENERGY  |  |
| * 588           | 1023           | Susan Johnson Grant, of Virginia, to be Chief<br>Financial Officer, Department of Energy, vice<br>Bruce Marshall Carness, resigned.   | Mar 10, 2004 Reported by Mr. Domenici, Committee on Energy and Natural Resources, without printed report.  |
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|--------------|----------------|---|--|
|              |                | THE JUDICIARY   |  |
| 589          | 978            | William James Haynes II, of Virginia, to be<br>United States Circuit Judge for the Fourth<br>Circuit, vice H. Emory Widener, Jr., retiring.   | Mar 11, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.                        |
| 590          | 1105           | Lawrence F. Stengel, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania, vice Ronald L. Buckwalter, retiring.                                 | Mar 11, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.                        |
| 591          | 1109           | Diane S. Sykes, of Wisconsin, to be United States<br>Circuit Judge for the Seventh Circuit, vice<br>John L. Coffey, retiring.   | Mar 11, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.                        |
| 592          | 1186           | Juan R. Sanchez, of Pennsylvania, to be United<br>States District Judge for the Eastern District<br>of Pennsylvania, vice Jay C. Waldman,<br>deceased.                                  | Mar 11, 2004 Reported by Mr.<br>Hatch, Committee on the<br>Judiciary, without printed report.                  |
| 593          | 1196           | James L. Robart, of Washington, to be United<br>States District Judge for the Western District<br>of Washington, vice Thomas S. Zilly, retiring.  | Mar 11, 2004 Reported by Mr.<br>Hatch, Committee on the<br>Judiciary, without printed report.                  |
|              |                | EXPORT-IMPORT BANK OF THE UNITED STATES   |  |
| * 594        | 1270           | Linda Mysliwy Conlin, of New Jersey, to be a Member of the Board of Directors of the Export-Import Bank of the United States for a term expiring January 20, 2007, vice April H. Foley. | Mar 11, 2004 Reported by Mr. Shelby, Committee on Banking, Housing, and Urban Affairs, without printed report. |
|              |                |   |  |

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#### NOMINATIONS PLACED ON THE SECRETARY'S DESK