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SENATE OF THE UNITED STATES  
ONE HUNDRED EIGHTH CONGRESS

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

SECOND SESSION { CONVENED JANUARY 20, 2004

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EXECUTIVE CALENDAR

**Monday, April 19, 2004**



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

By Michelle Haynes, Executive Clerk

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Issue No. 206

## **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 No.	EX. RES No.	SUBJECT	REPORTED By

## TREATIES

CALENDAR No.	TREATY Doc. No.	SUBJECT	REPORTED 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.

# NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
		<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 June 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.
		<b>THE JUDICIARY</b>	
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.
		<b>DEPARTMENT OF DEFENSE</b>	
* 120	264	John Paul Woodley, Jr., of Virginia, to be an Assistant Secretary of the Army, vice Michael Parker.	Apr 9, 2003 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report. Mar 27, 2003 Reported by Mr. Warner, Committee on Armed Services, without printed report.
		<b>THE JUDICIARY</b>	
165	279	J. Leon Holmes, of Arkansas, to be United States District Judge for the Eastern District of 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 States Circuit Judge for the Ninth Circuit, vice James R. Browning, retired.	May 8, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
		<b>DEPARTMENT OF AGRICULTURE</b>	
* 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.

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CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED 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.
<b>THE JUDICIARY</b>			
310	512	William H. Pryor, Jr., of Alabama, to be United States Circuit Judge for the Eleventh Circuit, vice Emmett Ripley Cox, retired.	Jul 23, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
400	12	Charles W. Pickering, Sr., of Mississippi, to be United States Circuit Judge for the Fifth Circuit, vice Henry A. Politz, retired.	Oct 2, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>DEPARTMENT OF JUSTICE</b>			
411	765	Deborah Ann Spagnoli, of California, to be a Commissioner of the United States Parole Commission for a term of six years, vice John R. Simpson, term expired.	Oct 16, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>DEPARTMENT OF EDUCATION</b>			
* 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.
<b>THE JUDICIARY</b>			
433	541	Dora L. Irizarry, of New York, to be United States District Judge for the Eastern District of New 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 States Circuit Judge for the District of Columbia Circuit, vice Stephen F. Williams, retired.	Nov 6, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>SOCIAL SECURITY ADMINISTRATION</b>			
* 473	885	Bradley D. Belt, of the District of Columbia, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2008, vice Stanford G. Ross, term expired.	Nov 12, 2003 Reported by Mr. Grassley, Committee on Finance, without printed report.

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# NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
		<b>REFORM BOARD (AMTRAK)</b>	
* 481	1078	Floyd Hall, of New Jersey, to be a Member of the Reform Board (Amtrak) for a term of five 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 the Reform Board (Amtrak) for a term of five years, vice Michael S. Dukakis, term expired.	Nov 18, 2003 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.
		<b>DEPARTMENT OF COMMERCE</b>	
* 488	1021	Michael D. Gallagher, of Washington, to be Assistant Secretary of Commerce for Communications and Information, vice Nancy Victory, resigned.	Nov 18, 2003 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.
		<b>THE JUDICIARY</b>	
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. Specter, Committee on Veterans' Affairs, without printed report.
		<b>DEPARTMENT OF DEFENSE</b>	
* 544	1152	Lawrence T. Di Rita, of Michigan, to be an Assistant Secretary of Defense, vice Victoria 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 Assistant Secretary of Defense, vice John P. Stenbit.	Feb 4, 2004 Reported by Mr. Warner, Committee on Armed Services, without printed report.
		<b>NATIONAL SECURITY EDUCATION BOARD</b>	
* 554	1106	Kiron Kanina Skinner, of Pennsylvania, to be a Member of the National Security Education Board for a term of four years, vice Herschelle S. Challenor.	Feb 26, 2004 Reported by Mr. Warner, Committee on Armed Services, without printed report.

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CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
<b>THE JUDICIARY</b>			
<b>556</b>	975	Raymond W. Gruender, of Missouri, to be United States Circuit Judge for the Eighth Circuit, vice Pasco M. Bowman II, retired.	Mar 4, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>557</b>	1164	Franklin S. Van Antwerpen, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, vice Edward R. Becker, retired.	Mar 4, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>558</b>	847	F. Dennis Saylor IV, of Massachusetts, to be United States District Judge for the District of Massachusetts, vice Robert E. Keeton, retired.	Mar 4, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>559</b>	861	Sandra L. Townes, of New York, to be United States District Judge for the Eastern District of New York, vice Sterling Johnson, Jr., retired.	Mar 4, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>560</b>	959	Kenneth M. Karas, of New York, to be United States District Judge for the Southern District of New York, vice Allen G. Schwartz, deceased.	Mar 4, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>561</b>	967	Judith C. Herrera, of New Mexico, to be United States District Judge for the District of New Mexico, vice James A. Parker, retired.	Mar 4, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>563</b>	1031	Virginia E. Hopkins, of Alabama, to be United States District Judge for the Northern District of Alabama, vice Edwin L. Nelson, deceased.	Mar 4, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>564</b>	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, Committee on the Judiciary, without printed report.
<b>566</b>	1093	Gene E. K. Pratter, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania, vice William H. Yohn, Jr., retiring.	Mar 4, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>567</b>	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, Committee on the Judiciary, without printed report.

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		<b>DEPARTMENT OF TRANSPORTATION</b>	
* 582	1170	Linda Morrison Combs, of North Carolina, to be an Assistant Secretary of Transportation, vice 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 the Surface Transportation Board for a term expiring December 31, 2007, vice Wayne O. 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 Member of the Surface Transportation Board for a term expiring December 31, 2008, vice Linda Joan Morgan, resigned.	Mar 9, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.
		<b>DEPARTMENT OF ENERGY</b>	
* 588	1023	Susan Johnson Grant, of Virginia, to be Chief Financial Officer, Department of Energy, vice Bruce Marshall Carness, resigned.	Mar 10, 2004 Reported by Mr. Domenici, Committee on Energy and Natural Resources, without printed report.
		<b>THE JUDICIARY</b>	
589	978	William James Haynes II, of Virginia, to be United States Circuit Judge for the Fourth 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 Circuit Judge for the Seventh Circuit, vice 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 States District Judge for the Eastern District of Pennsylvania, vice Jay C. Waldman, deceased.	Mar 11, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.

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CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
<b>593</b>	1196	James L. Robart, of Washington, to be United States District Judge for the Western District of Washington, vice Thomas S. Zilly, retiring.  <b>EXPORT-IMPORT BANK OF THE UNITED STATES</b>	Mar 11, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
* <b>594</b>	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.  <b>DEPARTMENT OF THE INTERIOR</b>	Mar 11, 2004 Reported by Mr. Shelby, Committee on Banking, Housing, and Urban Affairs, without printed report.
* <b>595</b>	1288	Sue Ellen Wooldridge, of Virginia, to be Solicitor of the Department of the Interior, vice William Gerry Myers III, resigned.  <b>THE JUDICIARY</b>	Mar 24, 2004 Reported by Mr. Domenici, Committee on Energy and Natural Resources, without printed report.
<b>603</b>	658	William Gerry Myers III, of Idaho, to be United States Circuit Judge for the Ninth Circuit, vice Thomas G. Nelson, retiring.	Apr 1, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>604</b>	1195	Peter W. Hall, of Vermont, to be United States Circuit Judge for the Second Circuit, vice Fred I. Parker, deceased.	Apr 1, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>605</b>	571	Roger T. Benitez, of California, to be United States District Judge for the Southern District of California, vice a new position created by Public Law 107-273, approved November 2, 2002.	Apr 1, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>606</b>	1175	Marcia G. Cooke, of Florida, to be United States District Judge for the Southern District of Florida, vice Wilkie D. Ferguson, Jr., deceased.	Apr 1, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>607</b>	1203	Paul S. Diamond, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania, vice Herbert J. Hutton, retired.	Apr 1, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
<b>608</b>	1169	Jane J. Boyle, of Texas, to be United States District Judge for the Northern District of Texas, vice Jerry L. Buchmeyer, retired.	Apr 1, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.

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<b>609</b>	1092	Walter D. Kelley, Jr., of Virginia, to be United States District Judge for the Eastern District of Virginia, vice Henry C. Morgan, Jr., retiring.	Apr 1, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
		<b>DEPARTMENT OF JUSTICE</b>	
<b>610</b>	1314	Matthew G. Whitaker, of Iowa, to be United States Attorney for the Southern District of Iowa for the term of four years, vice Steven M. Colloton, resigned.	Apr 1, 2004 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
		<b>CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD</b>	
* <b>611</b>	1024	Gary Lee Visscher, of Maryland, to be a Member of the Chemical Safety and Hazard Investigation Board for a term of five years, vice Isadore Rosenthal, term expiring.	Apr 7, 2004 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
		<b>ENVIRONMENTAL PROTECTION AGENCY</b>	
* <b>612</b>	1208	Stephen L. Johnson, of Maryland, to be Deputy Administrator of the Environmental Protection Agency, vice Linda J. Fisher, resigned.	Apr 7, 2004 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
* <b>613</b>	1209	Charles Johnson, of Utah, to be Chief Financial Officer, Environmental Protection Agency, vice Linda Morrison Combs.	Apr 7, 2004 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
* <b>614</b>	1407	Ann R. Klee, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency, vice Robert E. Fabricant, resigned.	Apr 7, 2004 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
* <b>615</b>	1412	Benjamin Grumbles, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency, vice George Tracy Mehan, III, resigned.	Apr 7, 2004 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.

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CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
		<b>[NEW REPORTS]</b>	
		<b>DEPARTMENT OF TRANSPORTATION</b>	
* <b>616</b>	1264	Kirk Van Tine, of Virginia, to be Deputy Secretary of Transportation, vice Michael P. Jackson, resigned.	Apr 8, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.
		<b>DEPARTMENT OF COMMERCE</b>	
* <b>617</b>	1390	Theodore William Kassinger, of Maryland, to be Deputy Secretary of Commerce, vice Samuel W. Bodman, resigned.	Apr 8, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.
		<b>CONSUMER PRODUCT SAFETY COMMISSION</b>	
* <b>618</b>	1474	Thomas Hill Moore, of Florida, to be a Commissioner of the Consumer Product Safety Commission for a term of seven years from October 27, 2003. (Reappointment)	Apr 8, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.
		<b>FEDERAL MARITIME COMMISSION</b>	
* <b>619</b>	981	A. Paul Anderson, of Florida, to be a Federal Maritime Commissioner for the term expiring June 30, 2007, vice Delmond J. H. Won, term expired, to which position he was appointed during the last recess of the Senate.	Apr 8, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.
* <b>620</b>	1432	Joseph E. Brennan, of Maine, to be a Federal Maritime Commissioner for the term expiring June 30, 2008. (Reappointment)	Apr 8, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.

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* <b>621</b>	1411	<p style="text-align: center;"><b>DEPARTMENT OF TRANSPORTATION</b></p> <p>Deborah Hersman, of Virginia, to be a Member of the National Transportation Safety Board for a term expiring December 31, 2008, vice John Goglia, term expired.</p>	Apr 8, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.
* <b>622</b>	1263	<p style="text-align: center;"><b>AMTRAK</b></p> <p>Louis S. Thompson, of Maryland, to be a Member of the Reform Board (Amtrak) for a term of five years, vice John Robert Smith, term expired.</p>	Apr 8, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.
* <b>623</b>	1171	<p style="text-align: center;"><b>SAINT LAWRENCE SEAWAY DEVELOPMENT CORPORATION</b></p> <p>Jack Edwin McGregor, of Connecticut, to be a Member of the Advisory Board of the Saint Lawrence Seaway Development Corporation, vice Vincent J. Sorrentino.</p>	Apr 8, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.
* <b>624</b>	1317	<p style="text-align: center;"><b>COAST GUARD</b></p> <p>The following named officer for appointment as Vice Commandant of the United States Coast Guard and to the grade indicated under Title 14, U.S.C., Section 47:</p> <p style="text-align: center;"><i>to be Vice Admiral</i> Vice Adm. Terry M. Cross, [REDACTED]</p>	Apr 8, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.
* <b>625</b>	1318	<p>The following named officer for appointment as Commander, Atlantic Area of the United States Coast Guard and to the grade indicated under Title 14, U.S.C., Section 47:</p> <p style="text-align: center;"><i>to be Vice Admiral</i> Rear Adm. Vivien S. Crea, [REDACTED]</p>	Apr 8, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
* <b>626</b>	1328	<p>The following named officer for appointment as Commander, Pacific Area of the United States Coast Guard and to the grade indicated under Title 14, U.S.C., Section 47:</p> <p style="text-align: center;"><i>to be Vice Admiral</i></p> <p style="text-align: center;">Rear Adm. Harvey E. Johnson, [REDACTED]</p>	Apr 8, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.
* <b>627</b>	1375	<p>The following named officer to serve as the Director of the Coast Guard Reserve pursuant to Title 14, U.S.C. Section 53 in the grade indicated:</p> <p style="text-align: center;"><i>to be Rear Admiral (Lower Half)</i></p> <p style="text-align: center;">RADM (L) James C. Van Sice, [REDACTED]</p>	Apr 8, 2004 Reported by Mr. McCain, Committee on Commerce, Science, and Transportation, without printed report.

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## NOMINATIONS PLACED ON THE SECRETARY'S DESK

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### COAST GUARD

PN1433 Coast Guard nomination of Glenn M. Sulmasy, which was received by the Senate and appeared in the Congressional Record of March 12, 2004

PN1434 Coast Guard nominations (243) beginning George W Molessa, and ending Yamasheka Z Young, which nominations were received by the Senate and appeared in the Congressional Record of March 12, 2004