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# SENATE OF THE UNITED STATES

## ONE HUNDRED NINTH CONGRESS

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FIRST SESSION { CONVENED JANUARY 3, 2005  
ADJOURNED DECEMBER 22, 2005

SECOND SESSION { CONVENED JANUARY 3, 2006

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# EXECUTIVE CALENDAR

**Monday, July 17, 2006**



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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. 242



# RESOLUTIONS

CALENDAR No.	S. RES. No.	SUBJECT	REPORTED BY

## TREATIES

CALENDAR No.	TREATY Doc. No.	SUBJECT	REPORTED BY
5	108-11	Council of Europe Convention on Cybercrime	Nov 09, 2005 Reported by Mr. Lugar, Committee on Foreign Relations with printed Ex. Rept.109-6 and a resolution of advice and consent to ratification with 6 reservations and 5 declarations.
13	108-27	Mutual Legal Assistance Treaty with Germany	Apr 06, 2006 Reported favorably by Mr. Lugar, Committee on Foreign Relations with printed Ex. Rept.109-14 and a resolution of advice and consent to ratification.

## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED BY
<b>37</b>	199	<b>THE JUDICIARY</b> William Gerry Myers III, of Idaho, to be United States Circuit Judge for the Ninth Circuit, vice Thomas G. Nelson, retired.	Mar 17, 2005 Reported by Mr. Specter, Committee on the Judiciary, without printed report.
<b>* 40</b>	283	<b>DEFENSE BASE CLOSURE AND REALIGNMENT COMMISSION</b> Anthony Joseph Principi, of California, to be a Member of the Defense Base Closure and Realignment Commission. (New Position)	Mar 17, 2005 Reported by Mr. Warner, Committee on Armed Services, without printed report.
<b>* 62</b>	84	<b>MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION</b> D. Michael Rappoport, of Arizona, to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for a term expiring October 6, 2008. (Reappointment)	Apr 13, 2005 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
<b>* 63</b>	85	<b>MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION</b> Michael Butler, of Tennessee, to be a Member of the Board of Trustees of the Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation for a term expiring October 6, 2008, vice Eric D. Eberhard, term expired.	Apr 13, 2005 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
<b>169</b>	192	<b>THE JUDICIARY</b> Terrence W. Boyle, of North Carolina, to be United States Circuit Judge for the Fourth Circuit, vice J. Dickson Phillips, Jr., retired.	Jun 16, 2005 Reported by Mr. Specter, Committee on the Judiciary, without printed report.

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171	358	<b>DEPARTMENT OF JUSTICE</b> Alice S. Fisher, of Virginia, to be an Assistant Attorney General, vice Christopher R. Wray.	Jun 16, 2005 Reported by Mr. Specter, Committee on the Judiciary, without printed report.
* 252	70	<b>DEPARTMENT OF DEFENSE</b> Peter Cyril Wyche Flory, of Virginia, to be an Assistant Secretary of Defense, vice Jack Dyer Crouch, II.	Jul 28, 2005 Reported by Mr. Warner, Committee on Armed Services, without printed report.
* 376	763	<b>EXECUTIVE OFFICE OF THE PRESIDENT</b> Bertha K. Madras, of Massachusetts, to be Deputy Director for Demand Reduction, Office of National Drug Control Policy, vice Andrea G. Barthwell.	Oct 19, 2005 Reported by Mr. Enzi, Committee on Health, Education, Labor, and Pensions, without printed report.
* 390	756	<b>DEPARTMENT OF STATE</b> C. Boyden Gray, of the District of Columbia, to be Representative of the United States of America to the European Union, with the rank and status of Ambassador Extraordinary and Plenipotentiary.	Oct 25, 2005 Reported by Mr. Lugar, Committee on Foreign Relations, without printed report.
407	674	<b>DEFENSE NUCLEAR FACILITIES SAFETY BOARD</b> A. J. Eggenberger, of Montana, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 2008. (Reappointment)	Oct 27, 2005 Reported by Mr. Warner, Committee on Armed Services, without printed report.
* 439	683	<b>DEPARTMENT OF HOMELAND SECURITY</b> Julie L. Myers, of Kansas, to be an Assistant Secretary of Homeland Security, vice Michael J. Garcia.	Nov 07, 2005 Senate Committee on the Judiciary discharged by Unanimous Consent Agreement of 10-7-05.  Oct 07, 2005 Reported by Ms. Collins, Committee on Homeland Security and Governmental Affairs, without printed report.

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* 484	73	<p style="text-align: center;"><b>NATIONAL SECURITY EDUCATION BOARD</b></p> <p>Andrew J. McKenna, Jr., of Illinois, to be a Member of the National Security Education Board for a term of four years, vice Robert N. Shamansky, term expired.</p>	Dec 19, 2005 Reported by Mr. Warner, Committee on Armed Services, without printed report.
* 553	876	<p style="text-align: center;"><b>DEPARTMENT OF LABOR</b></p> <p>Richard Stickler, of West Virginia, to be Assistant Secretary of Labor for Mine Safety and Health, vice David D. Lauriski, resigned.</p>	Mar 08, 2006 Reported by Mr. Enzi, Committee on Health, Education, Labor, and Pensions, without printed report.
* 556	531	<p style="text-align: center;"><b>FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION</b></p> <p>Arlene Holen, of the District of Columbia, to be a Member of the Federal Mine Safety and Health Review Commission for a term expiring August 30, 2010, vice Robert H. Beatty, Jr., term expired.</p>	Mar 08, 2006 Reported by Mr. Enzi, Committee on Health, Education, Labor, and Pensions, without printed report.
* 572	1089	<p style="text-align: center;"><b>DEPARTMENT OF THE INTERIOR</b></p> <p>David Longly Bernhardt, of Colorado, to be Solicitor of the Department of the Interior, vice Sue Ellen Wooldridge.</p>	Mar 15, 2006 Reported by Mr. Domenici, Committee on Energy and Natural Resources, without printed report.
* 614	1347	<p style="text-align: center;"><b>ENVIRONMENTAL PROTECTION AGENCY</b></p> <p>William Ludwig Wehrum, Jr., of Tennessee, to be an Assistant Administrator of the Environmental Protection Agency, vice Jeffrey R. Holmstead, resigned.</p>	Apr 26, 2006 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
* 622	1039	<p style="text-align: center;"><b>POSTAL RATE COMMISSION</b></p> <p>Mark D. Acton, of Kentucky, to be a Commissioner of the Postal Rate Commission for a term expiring October 14, 2010, vice Dana Bruce Covington, Sr., term expired.</p>	May 02, 2006 Reported by Ms. Collins, Committee on Homeland Security and Governmental Affairs, without printed report.

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		<b>THE JUDICIARY</b>	
<b>624</b>	1135	Norman Randy Smith, of Idaho, to be United States Circuit Judge for the Ninth Circuit, vice Stephen S. Trott, retired.	May 04, 2006 Reported by Mr. Specter, Committee on the Judiciary, without printed report.
		<b>ENVIRONMENTAL PROTECTION AGENCY</b>	
<b>* 670</b>	1400	Molly A. O'Neill, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency, vice Kimberly Terese Nelson.	May 23, 2006 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
		<b>DEPARTMENT OF JUSTICE</b>	
<b>* 737</b>	1391	Kenneth L. Wainstein, of Virginia, to be an Assistant Attorney General. (New Position)	Jun 22, 2006 Reported by Mr. Roberts, Committee on Intelligence, without printed report.
			Jun 15, 2006 Reported by Mr. Specter, Committee on the Judiciary, without printed report.
		<b>DEPARTMENT OF STATE</b>	
<b>* 751</b>	1436	Earl Anthony Wayne, of Maryland, a Career Member of the Senior Foreign Service, Class of Career Minister, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Argentina.	Jun 29, 2006 Reported by Mr. Lugar, Committee on Foreign Relations, without printed report.
		<b>DEPARTMENT OF TRANSPORTATION</b>	
<b>* 760</b>	1160	James S. Simpson, of New York, to be Federal Transit Administrator, vice Jennifer L. Dorn.	Jun 29, 2006 Reported by Mr. Shelby, Committee on Banking, Housing, and Urban Affairs, without printed report.
		<b>THE JUDICIARY</b>	
<b>762</b>	1565	Neil M. Gorsuch, of Colorado, to be United States Circuit Judge for the Tenth Circuit, vice David M. Ebel, retired.	Jul 13, 2006 Reported by Mr. Specter, Committee on the Judiciary, without printed report.
<b>763</b>	1593	Bobby E. Shepherd, of Arkansas, to be United States Circuit Judge for the Eighth Circuit, vice Morris S. Arnold, retiring.	Jul 13, 2006 Reported by Mr. Specter, Committee on the Judiciary, without printed report.

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<b>764</b>	1536	Jerome A. Holmes, of Oklahoma, to be United States Circuit Judge for the Tenth Circuit, vice Stephanie K. Seymour, retired.	Jul 13, 2006 Reported by Mr. Specter, Committee on the Judiciary, without printed report.
<b>765</b>	1452	Daniel Porter Jordan III, of Mississippi, to be United States District Judge for the Southern District of Mississippi, vice Tom S. Lee, retired.	Jul 13, 2006 Reported by Mr. Specter, Committee on the Judiciary, without printed report.
<b>766</b>	1454	Gustavo Antonio Gelpi, of Puerto Rico, to be United States District Judge for the District of Puerto Rico, vice Hector M. Laffitte, retired.	Jul 13, 2006 Reported by Mr. Specter, Committee on the Judiciary, without printed report.
<b>DEPARTMENT OF JUSTICE</b>			
<b>767</b>	1595	Martin J. Jackley, of South Dakota, to be United States Attorney for the District of South Dakota for the term of four years, vice Steven Kent Mullins.	Jul 13, 2006 Reported by Mr. Specter, Committee on the Judiciary, without printed report.
<b>768</b>	1659	Brett L. Tolman, of Utah, to be United States Attorney for the District of Utah for the term of four years, vice Paul Michael Warner, resigned.	Jul 13, 2006 Reported by Mr. Specter, Committee on the Judiciary, without printed report.

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NOMINATIONS PLACED ON THE SECRETARY'S DESK

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