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# SENATE OF THE UNITED STATES

## ONE HUNDRED TWELFTH CONGRESS

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FIRST SESSION { CONVENED JANUARY 5, 2011  
ADJOURNED JANUARY 3, 2012

SECOND SESSION { CONVENED JANUARY 3, 2012

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# EXECUTIVE CALENDAR

**Thursday, January 3, 2013**



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PREPARED UNDER THE DIRECTION OF NANCY ERICKSON,  
SECRETARY OF THE SENATE

<http://www.senate.gov/ExecutiveCalendar>

By Michelle Haynes, Executive Clerk

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# RESOLUTIONS

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

## TREATIES

CALENDAR No.	TREATY Doc. No.	SUBJECT	REPORTED BY
1	112-1	Protocol Amending Tax Convention with Swiss Confederation	Aug 30, 2011 Reported by Mr. Kerry, Committee on Foreign Relations under authority of the order of the Senate of 08/02/2011 with printed Ex. Rept.112-1 and a resolution of advice and consent to ratification with 1 declaration.
4	111-7	Tax Convention with Hungary	Aug 30, 2011 Reported by Mr. Kerry, Committee on Foreign Relations under authority of the order of the Senate of 08/02/2011 with printed Ex. Rept.112-4 and a resolution of advice and consent to ratification with 1 declaration.
5	111-8	Protocol Amending Tax Convention with Luxembourg	Aug 30, 2011 Reported by Mr. Kerry, Committee on Foreign Relations under authority of the order of the Senate of 08/02/2011 with printed Ex. Rept.112-5 and a resolution of advice and consent to ratification with 1 declaration.
6	112-7	Convention on the Rights of Persons with Disabilities	Jul 31, 2012 Reported favorably by Mr. Kerry, Committee on Foreign Relations with printed Ex. Rept.112-6 minority views filed and a resolution of advice and consent to ratification with 3 reservations, 8 understandings, and 2 declarations.

## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED BY
* 86	334	<p style="text-align: center;"><b>INTERNATIONAL MONETARY FUND</b></p> <p>Ben S. Bernanke, of New Jersey, to be United States Alternate Governor of the International Monetary Fund for a term of five years. (Reappointment)</p>	Apr 12, 2011 Reported by Mr. Kerry, Committee on Foreign Relations, without printed report.
* 231	208	<p style="text-align: center;"><b>SUPERIOR COURT OF THE DISTRICT OF COLUMBIA</b></p> <p>Donna Mary Murphy, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years, vice Kaye K. Christian, retired.</p>	Jun 29, 2011 Reported by Mr. Lieberman, Committee on Homeland Security and Governmental Affairs, without printed report.
* 403	675	<p style="text-align: center;"><b>ENVIRONMENTAL PROTECTION AGENCY</b></p> <p>Kenneth J. Kopocis, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency, vice Peter Silva Silva, resigned.</p>	Sep 21, 2011 Reported by Mrs. Boxer, Committee on Environment and Public Works, without printed report.
* 542	255	<p style="text-align: center;"><b>SOCIAL SECURITY ADMINISTRATION</b></p> <p>Henry J. Aaron, of the District of Columbia, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2014, vice Jeffrey Robert Brown, term expired.</p>	Dec 17, 2011 Reported by Mr. Baucus, Committee on Finance, without printed report.
611	1006	<p style="text-align: center;"><b>THE JUDICIARY</b></p> <p>Patty Shwartz, of New Jersey, to be United States Circuit Judge for the Third Circuit, vice Maryanne Trump Barry, retired.</p>	Mar 08, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
* 644	1403	<p style="text-align: center;"><b>DEPARTMENT OF STATE</b></p> <p>Carlos Pascual, of the District of Columbia, to be an Assistant Secretary of State (Energy Resources), vice John Stern Wolf.</p>	Mar 27, 2012 Reported by Mr. Kerry, Committee on Foreign Relations, 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>THE JUDICIARY</b>	
<b>650</b>	1114	Richard Gary Taranto, of Maryland, to be United States Circuit Judge for the Federal Circuit, vice Paul R. Michel, retired.	Mar 29, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
<b>660</b>	1202	William J. Kayatta, Jr., of Maine, to be United States Circuit Judge for the First Circuit, vice Kermit Lipez, retired.	Apr 19, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
		<b>DEPARTMENT OF THE INTERIOR</b>	
<b>* 677</b>	1352	Marcilynn A. Burke, of North Carolina, to be an Assistant Secretary of the Interior, vice Wilma A. Lewis, resigned.	Apr 26, 2012 Reported by Mr. Bingaman, Committee on Energy and Natural Resources, without printed report.
		<b>PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD</b>	
<b>721</b>	1190	David Medine, of Maryland, to be Chairman and Member of the Privacy and Civil Liberties Oversight Board for a term expiring January 29, 2012. (New Position)	May 17, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
<b>722</b>	1191	David Medine, of Maryland, to be Chairman and Member of the Privacy and Civil Liberties Oversight Board for a term expiring January 29, 2018. (Reappointment)	May 17, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
		<b>THE JUDICIARY</b>	
<b>759</b>	1201	Robert E. Bacharach, of Oklahoma, to be United States Circuit Judge for the Tenth Circuit, vice Robert Harlan Henry, resigned.	Jun 07, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
<b>818</b>	1406	Brian J. Davis, of Florida, to be United States District Judge for the Middle District of Florida, vice Richard A. Lazzara, retired.	Jun 21, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED BY
		<b>UNITED STATES SENTENCING COMMISSION</b>	
<b>836</b>	1557	Charles R. Breyer, of California, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2015, vice Ruben Castillo, term expired.	Jul 19, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
		<b>MORRIS K. UDALL AND STEWART L. UDALL FOUNDATION</b>	
<b>* 873</b>	1516	Charles P. Rose, of Illinois, to be a Member of the Board of Trustees of the Morris K. Udall and Stewart L. Udall Foundation for a term expiring April 16, 2017, vice Stephen M. Prescott, term expired.	Aug 01, 2012 Placed on the Calendar pursuant to S.Res. 116, 112th Congress.
		<b>THE JUDICIARY</b>	
<b>876</b>	1729	William H. Orrick, III, of the District of Columbia, to be United States District Judge for the Northern District of California, vice Charles R. Breyer, retired.	Aug 02, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
<b>936</b>	1777	Katherine Polk Failla, of New York, to be United States District Judge for the Southern District of New York, vice Denise Cote, retired.	Dec 06, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
<b>937</b>	1778	Troy L. Nunley, of California, to be United States District Judge for the Eastern District of California, vice Garland E. Burrell, Jr., retiring.	Dec 06, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
<b>938</b>	1779	Sheri Polster Chappell, of Florida, to be United States District Judge for the Middle District of Florida, vice Gregory A. Presnell, retired.	Dec 06, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
<b>939</b>	1832	Pamela Ki Mai Chen, of New York, to be United States District Judge for the Eastern District of New York, vice Raymond J. Dearie, retired.	Dec 06, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
<b>940</b>	1817	Mark A. Barnett, of Virginia, to be a Judge of the United States Court of International Trade, vice Judith M. Barzilay, retired.	Dec 06, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.

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<b>968</b>	2071-2	<p><b>ARMY</b></p> <p>The following named officers for appointment to the grade indicated in the United States Army under title 10, U.S.C., section 624:</p> <p style="text-align: center;"><i>to be Brigadier General</i></p> <p>Colonel Erik C. Peterson</p>	Dec 21, 2012 Reported by Mr. Levin, Committee on Armed Services, without printed report.
<b>969</b>	1943-4	<p><b>AIR FORCE</b></p> <p>The following Air National Guard of the United States officers for appointment in the Reserve of the Air Force to the grade indicated under title 10, U.S.C., sections 12203 and 12212:</p> <p style="text-align: center;"><i>to be Brigadier General</i></p> <p>Colonel Stephen E. Rader Colonel Randall A. Spear, Jr.</p>	Nov 29, 2012 Reported by Mr. Levin, Committee on Armed Services, without printed report.

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NOMINATIONS PLACED ON THE SECRETARY'S DESK

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## PRIVILEGED NOMINATIONS

Pursuant to S. Res. 116, 112th Congress, nominations in this section of the Executive Calendar are entitled to expedited procedures.

MESSAGE No.	DATE RECEIVED	NOMINEE AND POSITION	* INFORMATION REQUESTED BY COMMITTEE	** REQUESTED INFORMATION RECEIVED	SENATOR REQUESTED REFERRAL TO COMMITTEE OF JURISDICTION
1052	Oct 18, 2011	Alfredo J. Balsera, of Florida, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2014, vice Elizabeth F. Bagley, term expired.	Yes		
1127	Nov 30, 2011	Marie F. Smith, of Hawaii, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2016, vice Dana K. Bilyeu, term expired.	Yes		
1501	Mar 28, 2012	Robert James Grey, Jr., of Virginia, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2014. (Reappointment)	Yes		
1502	Mar 28, 2012	John Gerson Levi, of Illinois, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2014. (Reappointment)	Yes		
1503	Mar 28, 2012	Laurie I. Mikva, of Illinois, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2013. (Reappointment)	Yes		
1504	Mar 28, 2012	Martha L. Minow, of Massachusetts, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2014. (Reappointment)	Yes		
1505	Mar 28, 2012	Gloria Valencia-Weber, of New Mexico, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2014. (Reappointment)	Yes		

\* Committee of jurisdiction has requested appropriate biographical and financial information on this nominee

\*\* Committee of jurisdiction has received the necessary biographical and financial information on this nominee; nominee will remain in this section for 10 session days

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1515	Apr 16, 2012	Vicki Miles-LaGrange, of Oklahoma, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 2015, vice Roger L. Hunt, term expired.	Yes		
1733	Jun 14, 2012	Mark D. Gearan, of New York, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring December 1, 2015. (Reappointment)	Yes		
1799	Jul 11, 2012	Dorothy Kosinski, of the District of Columbia, to be a Member of the National Council on the Humanities for a term expiring January 26, 2016, vice Ricardo Quinones, term expired.	Yes		
1828	Jul 25, 2012	Ranee Ramaswamy, of Minnesota, to be a Member of the National Council on the Arts for a term expiring September 3, 2018, vice Miguel Campaneria, term expiring.	Yes	Dec 27, 2012	
1935	Sep 13, 2012	John Unsworth, of Massachusetts, to be a Member of the National Council on the Humanities for a term expiring January 26, 2016, vice Jean B. Elshtain, term expired.	Yes		
1936	Sep 13, 2012	Martin O'Malley, of Maryland, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring November 5, 2018. (Reappointment)	Yes		

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1937	Sep 13, 2012	Martin O'Malley, of Maryland, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for the remainder of the term expiring November 5, 2012, vice Joe Manchin III.	Yes		
1938	Sep 13, 2012	Walter G. Secada, of Florida, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring March 3, 2016, vice Laurie Stenberg Nichols, term expired.	Yes		
1940	Sep 13, 2012	Anne J. Udall, of Oregon, to be a Member of the Board of Trustees of the Morris K. Udall and Stewart L. Udall Foundation for a term expiring October 6, 2016. (Reappointment)	Yes		
1947	Sep 19, 2012	Sylvia M. Becker, of the District of Columbia, to be a Member of the Foreign Claims Settlement Commission of the United States for the term expiring September 30, 2013, vice Ralph E. Martinez, term expired.	Yes		
1968	Sep 21, 2012	Olga Viso, of Minnesota, to be a Member of the National Council on the Arts for a term expiring September 3, 2018, vice William Francis Price, Jr., term expired.	Yes		
2023	Nov 15, 2012	Timothy J. Feighery, of New York, to be Chairman of the Foreign Claims Settlement Commission of the United States for a term expiring September 30, 2015. (Reappointment)	Yes		

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<b>2066</b>	Dec 10, 2012	Timothy Hyungrock Haahs, of Pennsylvania, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2014, vice Morgan Edwards, term expired.	Yes		
<b>2067</b>	Dec 10, 2012	Michael Wayne Hail, of Kentucky, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 2017, vice Sharon Tucker, term expired.	Yes		

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## NOTICE OF INTENT TO OBJECT

When a notice of intent to object is given to the appropriate leader, or their designee, and such notice is submitted for inclusion in the Congressional Record and the Senate Executive Calendar, or following the objection to a unanimous consent to proceeding to, and, or disposition of, matters relating to nominations and treaties on their behalf, it shall be placed in the section of the Senate Executive Calendar entitled "Notice of Intent to Object". (S. Res. 28, 112<sup>th</sup> Congress)

MESSAGE No.	NOMINEE AND OFFICE	DATE AND SENATOR

## MOTIONS FOR RECONSIDERATION

After an action taken by the Senate, any Senator voting with the prevailing side or who has not voted may, on the same day or on either of the next two days of actual session thereafter, either enter a motion for reconsideration or move a reconsideration. This section contains such motions not yet acted on as so provided by Rule XIII, Paragraph 1.

DATE	SUBJECT