# SENATE OF THE UNITED STATES ONE HUNDRED EIGHTEENTH CONGRESS

FIRST SESSION

CONVENED JANUARY 3, 2023

SECOND SESSION {

# EXECUTIVE CALENDAR

Monday, February 13, 2023



PREPARED UNDER THE DIRECTION OF SONCERIA ANN BERRY, SECRETARY OF THE SENATE

http://www.senate.gov/ExecutiveCalendar

By Rachel R. Creviston, Executive Clerk

Issue No. 17

#### UNANIMOUS CONSENT AGREEMENTS

#### Cindy K. Chung (Cal No. 5) (PN92) Gina R. Mendez-Miro (Cal No. 9) (PN79)

*Ordered*, That following the conclusion of morning business on Monday, February 13, 2023, the Senate proceed to executive session and resume consideration of the nomination of Gina R. Mendez-Miro, of Puerto Rico, to be United States District Judge for the District of Puerto Rico.

*Ordered further*, That at 5:30 p.m., the Senate vote on confirmation of the nomination of Cindy K. Chung, of Pennsylvania, to be United States Circuit Judge for the Third Circuit.

*Ordered further*, That if confirmed, the motion to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's actions.

*Ordered further*, That following disposition of the Chung nomination, the cloture motion with respect to the Mendez-Miro nomination ripen.

Ordered further, That with respect to the motion to invoke cloture on the Mendez-Miro nomination, the mandatory quorum call required under Rule XXII be waived. *(Feb. 7, 9, 2023.)* 

#### Lindsay C. Jenkins (Cal No. 7) (PN74) Matthew L. Garcia (Cal No. 12) (PN72) Adrienne C. Nelson (Cal No. 15) (PN71)

*Ordered*, That with respect to the motions to invoke cloture on the following nominations, the mandatory quorum calls required under Rule XXII be waived:

Lindsay C. Jenkins, of Illinois, to be United States District Judge for the Northern District of Illinois; Matthew L. Garcia, of New Mexico, to be United States District Judge for the District of New Mexico; and

Adrienne C. Nelson, of Oregon, to be United States District Judge for the District of Oregon. (Feb. 9, 2023.)

# RESOLUTIONS

Calendar No.	S. Res. No.	Subject	Reported By

# TREATIES

Calendar No.	TREATY DOC. NO.	Subject	Reported By

Calendar No.	Message No.	Nominee, Office, and Predecessor	Reported By
		DEPARTMENT OF DEFENSE	
* 1	3	Lester Martinez-Lopez, of Florida, to be an Assistant Secretary of Defense, vice Thomas McCaffery.	Feb 02, 2023 Reported by Mr. Reed, Committee on Armed Services, without printed report.
* 2	6	Ravi Chaudhary, of Virginia, to be an Assistant Secretary of the Air Force, vice John Henderson.	Feb 02, 2023 Reported by Mr. Reed, Committee on Armed Services, without printed report.
		THE JUDICIARY	
4	93	Bradley N. Garcia, of Maryland, to be United States Circuit Judge for the District of Columbia Circuit, vice Judith W. Rogers, retiring.	Feb 02, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
5	92	Cindy K. Chung, of Pennsylvania, to be United States Circuit Judge for the Third Circuit, vice D. Brooks Smith, retired.	Feb 02, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
6	91	Maria Araujo Kahn, of Connecticut, to be United States Circuit Judge for the Second Circuit, vice Jose A. Cabranes, retiring.	Feb 02, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
7	74	Lindsay C. Jenkins, of Illinois, to be United States District Judge for the Northern District of Illinois, vice John Z. Lee, elevated.	Feb 02, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
8	81	Tiffany M. Cartwright, of Washington, to be United States District Judge for the Western District of Washington, vice Benjamin Hale Settle, retired.	Feb 02, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
9	79	Gina R. Mendez-Miro, of Puerto Rico, to be United States District Judge for the District of Puerto Rico, vice Carmen Consuelo Cerezo, retired.	Feb 02, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
10	80	Ana C. Reyes, of the District of Columbia, to be United States District Judge for the District of Columbia, vice Colleen Kollar-Kotelly, retiring.	Feb 02, 2023 Reported by Mr. Durbin, 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

CALENDAR MESSAGE No. No.		Nominee, Office, and Predecessor	Reported By	
11	73	Daniel J. Calabretta, of California, to be United States District Judge for the Eastern District of California, vice John A. Mendez, retired.	Feb 02, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.	
12	72	Matthew L. Garcia, of New Mexico, to be United States District Judge for the District of New Mexico, vice Judith C. Herrera, retired.	Feb 02, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.	
13	77	Margaret R. Guzman, of Massachusetts, to be United States District Judge for the District of Massachusetts, vice Timothy S. Hillman, retired.	Feb 02, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.	
14	76	Araceli Martinez-Olguin, of California, to be United States District Judge for the Northern District of California, vice Jeffrey S. White, retired.	Feb 02, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.	
15	71	Adrienne C. Nelson, of Oregon, to be United States District Judge for the District of Oregon, vice Michael W. Mosman, retired.	Feb 02, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.	
16	78	Jamar K. Walker, of Virginia, to be United States District Judge for the Eastern District of Virginia, vice Raymond A. Jackson, retired.	Feb 02, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.	
17	75	Jamal N. Whitehead, of Washington, to be United States District Judge for the Western District of Washington, vice Richard A. Jones, retiring.	Feb 02, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.	
		[NEW REPORTS]		
		DEPARTMENT OF DEFENSE		
* 18	2	Laura Taylor-Kale, of California, to be an Assistant Secretary of Defense. (New Position)	Feb 09, 2023 Reported by Mr. Reed, Committee on Armed Services, without printed report.	
* 19	5	Radha Iyengar Plumb, of New York, to be a Deputy Under Secretary of Defense, vice Alan Ray Shaffer.	Feb 09, 2023 Reported by Mr Reed, Committee on Armed Services, without printed report.	

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Calendar No.	Message No.	Nominee, Office, and Predecessor	Reported By
		THE JUDICIARY	
20	95	Nancy G. Abudu, of Georgia, to be United States Circuit Judge for the Eleventh Circuit, vice Beverly Baldwin Martin, retired.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
21	94	Rachel Bloomekatz, of Ohio, to be United States Circuit Judge for the Sixth Circuit, vice R. Guy Cole, Jr., retiring.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
22	89	Anthony Devos Johnstone, of Montana, to be United States Circuit Judge for the Ninth Circuit, vice Sidney R. Thomas, retiring.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
23	90	Julie Rikelman, of Massachusetts, to be United States Circuit Judge for the First Circuit, vice Sandra L. Lynch, retiring.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
24	170	Colleen R. Lawless, of Illinois, to be United States District Judge for the Central District of Illinois, vice Sue E. Myerscough, retiring.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
25	87	Hernan D. Vera, of California, to be United States District Judge for the Central District of California, vice Margaret M. Morrow, retired.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
26	86	Dale E. Ho, of New York, to be United States District Judge for the Southern District of New York, vice Katherine B. Forrest, resigned.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
27	85	Jessica G. L. Clarke, of New York, to be United States District Judge for the Southern District of New York, vice Colleen McMahon, retired.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
28	84	Kenly Kiya Kato, of California, to be United States District Judge for the Central District of California, vice Beverly Reid O'Connell, deceased.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.

CALENDAR NO.	Message No.	Nominee, Office, and Predecessor	Reported By
29	83	Nusrat Jahan Choudhury, of New York, to be United States District Judge for the Eastern District of New York, vice Joseph Frank Bianco, elevated.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
30	<b>30</b> 82 Natasha C. Merle, of New York, to be United States District Judge for the Eastern District of New York, vice an additional position in accordance with 28 U.S.C. 133(b)(1).		Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
31	166	Robert Stewart Ballou, of Virginia, to be United States District Judge for the Western District of Virginia, vice James P. Jones, retired.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
32	167	Todd E. Edelman, of the District of Columbia, to be United States District Judge for the District of Columbia, vice Florence Y. Pan, elevated.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
33	168	Kymberly Kathryn Evanson, of Washington, to be United States District Judge for the Western District of Washington, vice Ricardo S. Martinez, retiring.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
34	169 Myong J. Joun, of Massachusetts, to be United States District Judge for the District of Massachusetts, vice George A. O'Toole, Jr., retired.		Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
35			Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
36			Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.
37	173	Rita F. Lin, of California, to be United States District Judge for the Northern District of California, vice Edward Milton Chen, retired.	Feb 09, 2023 Reported by Mr Durbin, Committee on the Judiciary, without printed report.

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Message No.	Nominee, Office, and Predecessor	Reported By
174	Ramon Ernesto Reyes, Jr., of New York, to be United States District Judge for the Eastern District of New York, vice Kiyo A. Matsumoto, retired.	Feb 09, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
175	James Edward Simmons, Jr., of California, to be United States District Judge for the Southern District of California, vice Anthony J. Battaglia, retired.	Feb 09, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
176	Gordon P. Gallagher, of Colorado, to be United States District Judge for the District of Colorado, vice William Joseph Martinez, retiring.	Feb 09, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
177	P. Casey Pitts, of California, to be United States District Judge for the Northern District of California, vice Lucy Haeran Koh, elevated.	Feb 09, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
178	Andrew G. Schopler, of California, to be United States District Judge for the Southern District of California, vice Larry Alan Burns, retired.	Feb 09, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
179	Arun Subramanian, of New York, to be United States District Judge for the Southern District of New York, vice Alison J. Nathan, elevated.	Feb 09, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
	DEPARTMENT OF JUSTICE	
184	Jill E. Steinberg, of Georgia, to be United States Attorney for the Southern District of Georgia for the term of four years, vice Bobby L. Christine, resigned.	Feb 09, 2023 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
	No. 174 175 176 176 177 178 178 179	No.         Nonite of New York, and Frederesson           174         Ramon Ernesto Reyes, Jr., of New York, to be United States District Judge for the Eastern District of New York, vice Kiyo A. Matsumoto, retired.           175         James Edward Simmons, Jr., of California, to be United States District Judge for the Southern District of California, vice Anthony J. Battaglia, retired.           176         Gordon P. Gallagher, of Colorado, to be United States District Judge for the District of Colorado, vice William Joseph Martinez, retiring.           177         P. Casey Pitts, of California, to be United States District Judge for the Northern District of California, vice Lucy Haeran Koh, elevated.           178         Andrew G. Schopler, of California, to be United States District Judge for the Southern District of California, vice Larry Alan Burns, retired.           179         Arun Subramanian, of New York, to be United States District Judge for the Southern District of New York, vice Alison J. Nathan, elevated.           184         Jill E. Steinberg, of Georgia, to be United States Attorney for the Southern District of Georgia for the term of four years, vice Bobby

NOMINATIONS PLACED ON THE SECRETARY'S DESK

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
19	Jan 03, 2023	Demetrios L. Kouzoukas, of Virginia, to be a Member of the Board of Trustees of the Federal Supplementary Medical Insurance Trust Fund for a term of four years, vice Charles P. Blahous III, term expired.	Yes		
20	Jan 03, 2023	Demetrios L. Kouzoukas, of Virginia, to be a Member of the Board of Trustees of the Federal Hospital Insurance Trust Fund for a term of four years, vice Charles P. Blahous III, term expired.	Yes		
21	Jan 03, 2023	Demetrios L. Kouzoukas, of Virginia, to be a Member of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund for a term of four years, vice Charles P. Blahous III, term expired.	Yes		
22	Jan 03, 2023	Andrew G. Biggs, of Oregon, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2024, vice Lanhee J. Chen, term expired.	Yes		
23	Jan 03, 2023	Sharon Beth Lewis, of Oregon, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2028, vice Alan L. Cohan, term expired.	Yes		
24	Jan 03, 2023	Patricia Hart Neuman, of the District of Columbia, to be a Member of the Board of Trustees of the Federal Supplementary Medical Insurance Trust Fund for a term of four years, vice Robert D. Reischauer, term expired.	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

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
25	Jan 03, 2023	Patricia Hart Neuman, of the District of Columbia, to be a Member of the Board of Trustees of the Federal Hospital Insurance Trust Fund for a term of four years, vice Robert D. Reischauer, term expired.	Yes		
26	Jan 03, 2023	Patricia Hart Neuman, of the District of Columbia, to be a Member of the Board of Trustees of the Federal Old- Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund for a term of four years, vice Robert D. Reischauer, term expired.	Yes		
112	Jan 23, 2023	Samuel H. Slater, of Massachusetts, to be a Member of the Board of Directors of the Metropolitan Washington Airports Authority for a term expiring November 22, 2023, vice William Shaw McDermott, term expired.	Yes		Jan 26, 2023 - Mr. Cruz.
113	Jan 23, 2023	Samuel H. Slater, of Massachusetts, to be a Member of the Board of Directors of the Metropolitan Washington Airports Authority for a term expiring November 22, 2029. (Reappointment)	Yes		Jan 26, 2023 - Mr. Cruz.
120	Jan 23, 2023	Andrew G. Biggs, of Oregon, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2030. (Reappointment)	Yes		
121	Jan 23, 2023	Kathryn Rose Lang, of Maryland, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2026, vice Henry J. Aaron, term expired.	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

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
124	Jan 23, 2023	Mary Catherine Phee, of Illinois, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be a Member of the Board of Directors of the African Development Foundation for a term expiring September 27, 2026, vice Linda Thomas- Greenfield, resigned.	Yes		
125	Jan 23, 2023	Carol Moseley Braun, of Illinois, to be a Member of the Board of Directors of the African Development Foundation for a term expiring September 22, 2023, vice Iqbal Paroo, term expired.	Yes		
126	Jan 23, 2023	Carol Moseley Braun, of Illinois, to be a Member of the Board of Directors of the African Development Foundation for a term expiring September 22, 2029. (Reappointment)	Yes		
127	Jan 23, 2023	Monde Muyangwa, of Maryland, to be a Member of the Board of Directors of the African Development Foundation for a term expiring September 22, 2027, vice Linda I. Etim, term expired.	Yes		
128	Jan 23, 2023	Janet Keller, of California, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2023, vice Elizabeth F. Bagley, term expired.	Yes		
129	Jan 23, 2023	Janet Keller, of California, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2026. (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

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
130	Jan 23, 2023	Jay T. Snyder, of New York, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2023, vice Lyndon L. Olson, Jr., term expired.	Yes		
131	Jan 23, 2023	Jay T. Snyder, of New York, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2026. (Reappointment)	Yes		
150	Jan 23, 2023	Estrellita Bograd Brodsky, of New York, to be a Member of the National Council on the Humanities for a term expiring January 26, 2026, vice Russell A. Berman, term expired.	Yes		
151	Jan 23, 2023	Barbara George Johnson, of New Jersey, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring February 4, 2026, vice Maria E. Rengifo-Ruess, term expired.			
152	Jan 23, 2023	Dante Quintin Allen, of California, to be Commissioner of the Rehabilitation Services Administration, Department of Education, vice Mark Schultz.			
162	Jan 23, 2023	Patrice H. Kunesh, of Minnesota, to be Commissioner of the Administration for Native Americans, Department of Health and Human Services, vice Jean Carol Hovland.	Yes	Jan 24, 2023	

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

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 t Committee of jurisdiction
204	Jan 26, 2023	Liliana Ayalde, of Florida, to be a Member of the Board of Directors of the Inter- American Foundation for a term expiring June 26, 2026, vice Juan Carlos Iturregui, term expired.	Yes		
205	Jan 26, 2023	Marcela Escobari, of Massachusetts, to be a Member of the Board of Directors of the Inter- American Foundation for a term expiring September 20, 2026, vice Adolfo A. Franco, term expired.	Yes		
206	Jan 26, 2023	Julio Guity-Guevara, of Maryland, to be a Member of the Board of Directors of the Inter-American Foundation for a term expiring October 6, 2028, vice Eduardo Arriola, term expired.	Yes		
207	Jan 26, 2023	Maria Fabiana Jorge, of the District of Columbia, to be a Member of the Board of Directors of the Inter- American Foundation for a term expiring September 20, 2028, vice Hector E. Morales, term expired.	Yes		
208	Jan 26, 2023	Brian A. Nichols, of Rhode Island, to be a Member of the Board of Directors of the Inter- American Foundation for a term expiring September 20, 2024, vice J. Kelly Ryan, term expired.	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

#### 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