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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

**Thursday, June 29, 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. 236



# 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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CALENDAR No	MESSAGE No	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED BY
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.
* 613	1166	<p style="text-align: center;"><b>ENVIRONMENTAL PROTECTION AGENCY</b></p> <p>James B. Gulliford, of Missouri, to be Assistant Administrator for Toxic Substances of the Environmental Protection Agency, vice Stephen L. Johnson, resigned.</p>	Apr 26, 2006 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
* 614	1347	<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.
* 621	1424	<p style="text-align: center;"><b>DEPARTMENT OF VETERANS AFFAIRS</b></p> <p>Daniel L. Cooper, of Pennsylvania, to be Under Secretary for Benefits of the Department of Veterans Affairs for a term of four years. (Reappointment)</p>	Apr 27, 2006 Reported by Mr. Craig, Committee on Veterans' Affairs, without printed report.

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<b>* 622</b>	1039	<b>POSTAL RATE COMMISSION</b> 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.	May 02, 2006 Reported by Ms. Collins, Committee on Homeland Security and Governmental Affairs, without printed report.
<b>624</b>	1135	<b>THE JUDICIARY</b> 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>* 670</b>	1400	<b>ENVIRONMENTAL PROTECTION AGENCY</b> 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>* 735</b>	1372	<b>FEDERAL ENERGY REGULATORY COMMISSION</b> Philip D. Moeller, of Washington, to be a Member of the Federal Energy Regulatory Commission for the term expiring June 30, 2010, vice Patrick Henry Wood III, resigned.	Jun 21, 2006 Reported by Mr. Domenici, Committee on Energy and Natural Resources, without printed report.
<b>* 736</b>	1373	Jon Wellinghoff, of Nevada, to be a Member of the Federal Energy Regulatory Commission for the term expiring June 30, 2008, vice William Lloyd Massey, term expired.	Jun 21, 2006 Reported by Mr. Domenici, Committee on Energy and Natural Resources, without printed report.
<b>* 737</b>	1391	<b>DEPARTMENT OF JUSTICE</b> 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.

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<b>* 738</b>	1092	<b>DEPARTMENT OF DEFENSE</b> Michael L. Dominguez, of Virginia, to be Deputy Under Secretary of Defense for Personnel and Readiness, vice Charles S. Abell, resigned.	Jun 27, 2006 Reported by Mr. Warner, Committee on Armed Services, without printed report.
<b>739</b>	1714	<b>AIR FORCE</b> The following named officer for appointment in the United States Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601: <i>to be Lieutenant General</i> Maj. Gen. Maurice L. McFann, Jr., [REDACTED]	Jun 27, 2006 Reported by Mr. Warner, Committee on Armed Services, without printed report.
<b>740</b>	1672	<b>ARMY</b> The following named officer for appointment in the Reserve of the Army to the grade indicated under title 10, U.S.C., section 12203: <i>to be Brigadier General</i> Col. Frank A. Cipolla, [REDACTED]	Jun 27, 2006 Reported by Mr. Warner, Committee on Armed Services, without printed report.
<b>741</b>	1715	The following named officer for appointment in the Reserve of the Army to the grade indicated under title 10, U.S.C., section 12203: <i>to be Brigadier General</i> Col. Michael J. Silva, [REDACTED]	Jun 27, 2006 Reported by Mr. Warner, Committee on Armed Services, without printed report.
<b>742</b>	1675	<b>NAVY</b> The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601: <i>to be Vice Admiral</i> Rear Adm. Robert B Murrett, [REDACTED]	Jun 27, 2006 Reported by Mr. Warner, Committee on Armed Services, without printed report.
<b>743</b>	1721	The following named officer for appointment in the United States Navy to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:	Jun 27, 2006 Reported by Mr. Warner, Committee on Armed Services, without printed report.

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* 744	1389	<p style="text-align: center;"><i>to be Vice Admiral</i></p> <p>Rear Adm. Mark J. Edwards, [REDACTED] [NEW REPORTS]</p> <p style="text-align: center;"><b>LEGAL SERVICES CORPORATION</b></p> <p>Jonann E. Chiles, of Arkansas, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2008, vice Robert J. Dieter, resigned.</p>	Jun 28, 2006 Reported by Mr. Enzi, Committee on Health, Education, Labor, and Pensions, without printed report.

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## NOMINATIONS PLACED ON THE SECRETARY'S DESK

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### ARMY

PN1676 ARMY nomination of Con G. Pham, which was received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1677 ARMY nominations (7) beginning DARYL W. FRANCIS, and ending DWAIN M. TORGERSEN, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1678 ARMY nominations (6) beginning BRIAN E. BISHOP, and ending ALAN C. SAUNDERS, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1679 ARMY nominations (4) beginning JOSE R. ATENCIO III, and ending CHRISTOPHER J. MORGAN, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1680 ARMY nominations (3) beginning BRENT E. BRACEWELL, and ending ALLEN L. MEYER, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1681 ARMY nominations (9) beginning BRUCE R. DESCHERE, and ending MICHAEL B. ROUNTREE, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1682 ARMY nominations (3) beginning MICHAEL L. ELLIS, and ending KRISTINE KNUTSON, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1683 ARMY nomination of Debra R. Hernandez, which was received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1684 ARMY nomination of Anne M. Emshoff, which was received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1685 ARMY nomination of Andrew P. Cap, which was received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1686 ARMY nominations (27) beginning MARK E. GANTS, and ending SAMUEL L. YINGST, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1687 ARMY nominations (32) beginning CATHLEEN A. BURGESS, and ending JEFFREY L. WELLS, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1688 ARMY nominations (99) beginning HAZEL P. HAYNES, and ending GIA K. YI, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1689 ARMY nominations (24) beginning Ben L. Clark, and ending JENNIFER L. WILLIAMS, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2006.

PN1690 ARMY nominations (699) beginning LYNN F. ABRAMS, and ending ROBERT T. ZABENKO, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2006.

### MARINE CORPS

PN1691 MARINE CORPS nominations (6) beginning CHRISTOPHER J. GALFANO, and ending RUSSELL W. PARKER, which nominations were received by the Senate and appeared in the Congressional Record of June 14, 2006.

### NAVY

PN1692 NAVY nomination of Zina L. Rawlins, which was received by the Senate and appeared in the Congressional Record of June 14, 2006.

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