## SENATE OF THE UNITED STATES ONE HUNDRED EIGHTH CONGRESS

FIRST SESSION {

CONVENED JANUARY 7, 2003

SECOND SESSION {

# EXECUTIVE CALENDAR

Tuesday, September 23, 2003



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

By Michelle Haynes, Executive Clerk

Issue No. 117

#### **RESOLUTIONS AND MOTIONS OVER, UNDER THE RULE**

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# RESOLUTIONS

Calendar No.	Ex.Res No.	Subject	Reported By

# TREATIES

Calendar No.	TREATY DOC. NO.	SUBJECT	Reported By

* 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.       Man Man Man Man Man Man Man Man Member of the United States International Trade Commission for a term expiring December 16, 2009, vice Dennis M. Devaney.       Man Man Man Man Man Man Man Man Man Man         * 61       148       Joseph Timothy Kelliher, of the District of Columbia, to be a Member of the Federal Energy Regulatory Commission for the term expiring June 30, 2007, vice Linda Key Breathitt, term expired.       Man Man Man Man         86       11       Priscilla Richman Owen, of Texas, to be United States Circuit Judge for the Fifth Circuit, vice William L. Garwood, retired.       Man Man Breath Circuit Judge for the Fifth Circuit, vice Man Breath Circuit Judge for the Fifth Circuit, vice Man	5, 2003 Reported by Mr. rassley, Committee on Finance rithout printed report. 5, 2003 Reported by Mr. rassley, Committee on Finance rithout printed report.
* 49       113       the United States International Trade Commission for the term expiring June 16, 2011, vice Lynn M. Bragg, term expired.       Max Member of the United States International Trade Commission for a term expiring December 16, 2009, vice Dennis M. Devaney.       Max Max         * 61       148       Joseph Timothy Kelliher, of the District of Columbia, to be a Member of the Federal Energy Regulatory Commission for the term expiring June 30, 2007, vice Linda Key Breathitt, term expired.       Max         86       11       Priscilla Richman Owen, of Texas, to be United States Circuit Judge for the Fifth Circuit, vice William L. Garwood, retired.       Max         * 120       264       John Paul Woodley, Jr., of Virginia, to be an Assistant Secretary of the Army, vice Michael       Apr	rassley, Committee on Finance rithout printed report. 5, 2003 Reported by Mr. crassley, Committee on Finance
* 61       148       Member of the United States International Trade Commission for a term expiring December 16, 2009, vice Dennis M. Devaney.       We	rassley, Committee on Finance
<ul> <li>* 61</li> <li>148 Joseph Timothy Kelliher, of the District of Columbia, to be a Member of the Federal Energy Regulatory Commission for the term expiring June 30, 2007, vice Linda Key Breathitt, term expired.</li> <li>86</li> <li>11 Priscilla Richman Owen, of Texas, to be United States Circuit Judge for the Fifth Circuit, vice William L. Garwood, retired.</li> <li>36</li> <li>36</li> <li>36</li> <li>36</li> <li>37</li> <li>36</li> <li>36</li> <li>36</li> <li>37</li> <li>36</li> <li>36</li> <li>37</li> <li>36</li> <li>37</li> <li>36</li> <li>37</li> <li>37</li> <li>38</li> <li>38</li> <li>39</li> <li>30</li> <li>30</li> <li>31</li> <li>31</li> <li>32</li> <li>34</li> <li>35</li> <li>36</li> <li>31</li> <li>36</li> <li>36</li> <li>37</li> <li>36</li> <li>37</li> <li>36</li> <li>38</li> <li>39</li> <li>30</li> <li>31</li> <li>31</li> <li>31</li> <li>31</li> <li>32</li> <li>34</li> <li>35</li> <li>36</li> <li>37</li> <li>36</li> <li>37</li> <li>38</li> <li>38</li> <li>39</li> <li>30</li> <li>31</li> <li>31</li> <li>32</li> <li>34</li> <li>34</li> <li>35</li> <li>36</li> <li>36</li> <li>37</li> <li>36</li> <li>37</li> <li>38</li> <li>39</li> <li>31</li> <li>31</li> <li>31</li> <li>32</li> <li>34</li> <li>34</li> <li>35</li> <li>36</li> <li>36</li> <li>37</li> <li>38</li> <li>39</li> <li>30</li> <li>31</li> <li>31</li> <li>32</li> <li>34</li> <li>34</li> <li>35</li> <li>36</li> <li>36</li> <li>37</li> <li>38</li> <li>39</li> <li>39</li> <li>30</li> <li>30</li> <li>31</li> <li>31</li> <li>32</li> <li>34</li> <li>34</li> <li>35</li> <li>36</li> <li>36</li> <li>36</li> <li>37</li> <li>37&lt;</li></ul>	
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86       11       Priscilla Richman Owen, of Texas, to be United States Circuit Judge for the Fifth Circuit, vice William L. Garwood, retired.       Man H J         * 120       264       John Paul Woodley, Jr., of Virginia, to be an Assistant Secretary of the Army, vice Michael       Apr	• 12, 2003 Reported by Mr. Domenici, Committee on Energy nd Natural Resources, without rinted report.
* 120       264       States Circuit Judge for the Fifth Circuit, vice Julian L. Garwood, retired.       Julian L. Garwood, retired.       Julian L. Garwood, retired.         * 120       264       John Paul Woodley, Jr., of Virginia, to be an Assistant Secretary of the Army, vice Michael       Apr	
* 120 264 John Paul Woodley, Jr., of Virginia, to be an Apr Assistant Secretary of the Army, vice Michael O	• 27, 2003 Reported by Mr. latch, Committee on the udiciary, without printed repor
Assistant Secretary of the Army, vice Michael	
r Max V	9, 2003 Reported by Mr. Inhof ommittee on Environment and ublic Works, without printed eport. • 27, 2003 Reported by Mr. Varner, Committee on Armed ervices, without printed report
THE JUDICIARY	
United States Court of Appeals for Veterans	10, 2003 Reported by Mr. pecter, Committee on Veterans ffairs, without printed report.

Calendar No.	Message No.	Nominee, Office, and Predecessor	Reported By
		INTERNATIONAL JOINT COMMISSION, UNITED STATES AND CANADA	
* 147	96	Dennis L. Schornack, of Michigan, to be Commissioner on the part of the United States on the International Joint Commission, United States and Canada, vice Thomas L. Baldini.	Apr 10, 2003 Reported by Mr. Lugar, Committee on Foreign Relations, without printed report
		THE JUDICIARY	
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
		AFRICAN DEVELOPMENT FOUNDATION	
* 199	379	Ephraim Batambuze, of Illinois, to be a Member of the Board of Directors of the African Development Foundation for a term expiring February 9, 2008, vice Henry McKoy, term expired.	May 21, 2003 Reported by Mr. Lugar, Committee on Foreign Relations, without printed report
* 200	404	John W. Leslie, Jr., of Connecticut, to be a Member of the Board of Directors of the African Development Foundation for a term expiring September 22, 2007, vice Ernest G. Green, term expired.	May 21, 2003 Reported by Mr. Lugar, Committee on Foreign Relations, without printed report
		DEPARTMENT OF JUSTICE	
219	131	David B. Rivkin, Jr., of Virginia, to be a Member of the Foreign Claims Settlement Commission of the United States for the term expiring September 30, 2004, vice Laramie Faith McNamara.	Jun 5, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
		MERIT SYSTEMS PROTECTION BOARD	
* 233	102	Susanne T. Marshall, of Virginia, to be Chairman of the Merit Systems Protection Board, vice Beth Susan Slavet.	Jun 17, 2003 Reported by Ms. Collins, Committee on Governmental Affairs, without printed report.

Calendar No.	Message No.	Nominee, Office, and Predecessor	Reported By
* 234	616	Neil McPhie, of Virginia, to be a Member of the Merit Systems Protection Board for the term of seven years expiring March 1, 2009, vice Beth Susan Slavet, term expired, to which position he was appointed during the last recess of the Senate.	Jun 17, 2003 Reported by Ms. Collins, Committee on Governmental Affairs, without printed report.
		UNITED STATES POSTAL SERVICE	
* 235	98	Albert Casey, of Texas, to be a Governor of the United States Postal Service for a term expiring December 8, 2009, vice Tirso del Junco, term expired.	Jun 17, 2003 Reported by Ms. Collins, Committee on Governmental Affairs, without printed report.
* 236	615	James C. Miller III, of Virginia, to be a Governor of the United States Postal Service for the term expiring December 8, 2010, vice Einar V. Dyhrkopp, term expired, to which position he was appointed during the last recess of the Senate.	Jun 17, 2003 Reported by Ms. Collins, Committee on Governmental Affairs, without printed report.
		DEPARTMENT OF AGRICULTURE	
* 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.
* 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.
		THE JUDICIARY	
249	513	Thomas M. Hardiman, of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania, vice William L. Standish, retired.	Jun 26, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
		DEPARTMENT OF HOMELAND SECURITY	
* 299	451	Michael J. Garcia, of New York, to be an Assistant Secretary of Homeland Security. (New Position)	Jul 15, 2003 Senate Committee on the Judiciary discharged by Unanimous Consent. Agreement of July 13, 2003.

Calendar No.	Message No.	Nominee, Office, and Predecessor	Reported By
			Jun 17, 2003 Reported by Ms. Collins, Committee on Governmental Affairs, without printed report.
		DEPARTMENT OF JUSTICE	
308	704	Jack Landman Goldsmith III, of Virginia, to be an Assistant Attorney General, vice Jay S. Bybee, resigned.	Jul 17, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed repor
		THE JUDICIARY	
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 repor
		DEPARTMENT OF LABOR	
* 316	594	Howard Radzely, of Maryland, to be Solicitor for the Department of Labor, vice Eugene Scalia.	Jul 30, 2003 Reported by Mr. Gregg Committee on Health, Education Labor, and Pensions, without printed report.
		AIR FORCE	
321	602	The following named officer for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:	Jul 30, 2003 Reported by Mr. Warner, Committee on Armed Services, without printed report.
		to be Brigadier General	
		Col. Bruce E. Burda,	
		DEPARTMENT OF HOMELAND SECURITY	
* 343	781	Penrose C. Albright, of Virginia, to be an Assistant Secretary of Homeland Security. (New Position)	Jul 30, 2003 Reported by Ms. Collins, Committee on Governmental Affairs, without printed report.
		DEPARTMENT OF JUSTICE	
354	800	Daniel J. Bryant, of Virginia, to be an Assistant Attorney General, vice Viet D. Dinh, resigned.	Jul 31, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed repor

Calendar No.	Message No.	Nominee, Office, and Predecessor	Reported By
		THE JUDICIARY	
357	540	Kim R. Gibson, of Pennsylvania, to be United States District Judge for the Western District of Pennsylvania, vice D. Brooks Smith, elevated.	Sep 4, 2003 Reported by Mr. Hatch, Committee on the Judiciary, without printed report.
358	572	Larry Alan Burns, 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.	Sep 4, 2003 Reported by Mr. Hatch Committee on the Judiciary, without printed report.
359	582	Dana Makoto Sabraw, 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.	Sep 4, 2003 Reported by Mr. Hatch Committee on the Judiciary, without printed report.
360	601	Michael W. Mosman, of Oregon, to be United States District Judge for the District of Oregon, vice Robert E. Jones, retired.	Sep 4, 2003 Reported by Mr. Hatch Committee on the Judiciary, without printed report.
		FEDERAL ENERGY REGULATORY COMMISSION	
* 362	736	Suedeen G. Kelly, of New Mexico, to be a Member of Federal Energy Regulatory Commission for the remainder of the term expiring June 30, 2004, vice Curt Hebert, Jr., resigned.	Sep 17, 2003 Reported by Mr. Domenici, Committee on Energy and Natural Resources, without printed report.
		DEPARTMENT OF ENERGY	
* 363	779	Rick A. Dearborn, of Oklahoma, to be an Assistant Secretary of Energy (Congressional and Intergovernmental Affairs), vice Dan R. Brouillette, resigned.	Sep 17, 2003 Reported by Mr. Domenici, Committee on Energy and Natural Resources, without printed report.

NOMINATIONS PLACED ON THE SECRETARY'S DESK