## SENATE OF THE UNITED STATES

#### ONE HUNDRED THIRTEENTH CONGRESS

FIRST SESSION  $\left\{ \begin{array}{c} {}^{\text{CONVENED JANUARY 3, 2013}} \\ \\ \\ \text{SECOND SESSION} \end{array} \right. \left\{ \right.$ 

# EXECUTIVE CALENDAR

Wednesday, April 17, 2013



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

http://www.senate.gov/ExecutiveCalendar

By Michelle Haynes, Executive Clerk

#### UNANIMOUS CONSENT AGREEMENT

Analisa Torres (Cal. No. 22) Derrick Kahala Watson (Cal. No. 23)

Ordered, That at a time to be determined by the Majority Leader, after consultation with the Republican Leader, the Senate proceed to executive session to consider the following nominations: Analisa Torres, of New York, to be United States District Judge for the Southern District of New York and Derrick Kahala Watson, of Hawaii, to be United States District Judge for the District of Hawaii.

Ordered further, That the Senate proceed to vote without intervening action or debate on the nominations in the order listed; that the motions to reconsider be considered made and laid upon the table with no intervening action or debate; that no further motions be in order; that the President be immediately notified of the Senate's actions and the Senate then resume legislative session.

(April 11, 2013.)

# RESOLUTIONS

| CALENDAR<br>No. | S. RES.<br>No. | Subject | Reported<br>By |
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# TREATIES

| Calendar<br>No. | Treaty<br>Doc. No. | Subject | Reported<br>By |
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| Calendar<br>No. | Message<br>No. | Nominee, Office, and Predecessor   | Reported<br>By   |
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|                 |                | THE JUDICIARY  |  |
| 11              | 32             | Mark A. Barnett, of Virginia, to be a Judge of<br>the United States Court of International<br>Trade, vice Judith M. Barzilay, retired.                                     | Feb 14, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report. |
| 12              | 33             | Claire R. Kelly, of New York, to be a Judge of<br>the United States Court of International<br>Trade, vice Evan J. Wallach, elevated.                                       | Feb 14, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report. |
| 22              | 30             | Analisa Torres, of New York, to be United<br>States District Judge for the Southern<br>District of New York, vice Naomi Reice<br>Buchwald, retired.                        | Feb 14, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report. |
| 23              | 31             | Derrick Kahala Watson, of Hawaii, to be<br>United States District Judge for the District<br>of Hawaii, vice David A. Ezra, retired.  | Feb 14, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report. |
|                 |                | DEPARTMENT OF THE TREASURY   |  |
| * 24            | 38             | Christopher J. Meade, of New York, to be<br>General Counsel for the Department of the<br>Treasury, vice George Wheeler Madison,<br>resigned.                               | Feb 26, 2013 Reported by Mr.<br>Baucus, Committee on<br>Finance, without printed<br>report.      |
|                 |                | DEPARTMENT OF HEALTH AND<br>HUMAN SERVICES   |  |
| * 25            | 39             | William B. Schultz, of the District of Columbia, to be General Counsel of the Department of Health and Human Services, vice Daniel Meron.                                  | Feb 26, 2013 Reported by Mr.<br>Baucus, Committee on<br>Finance, without printed<br>report.      |
|                 |                | THE JUDICIARY  |  |
| 39              | 13             | Shelly Deckert Dick, of Louisiana, to be United States District Judge for the Middle District of Louisiana, vice Ralph E. Tyson, deceased.                                 | Feb 28, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report. |
| 40              | 24             | William H. Orrick, III, of the District of<br>Columbia, to be United States District Judge<br>for the Northern District of California, vice<br>Charles R. Breyer, retired. | Feb 28, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report. |

 $<sup>*</sup> Signifies \ nominee's \ commitment \ to \ respond \ to \ requests \ to \ appear \ and \ testify \ before \ any \ duly \ constituted \ committee \ of \ the \ Senate$ 

| Calendar<br>No. | Message<br>No. | Nominee, Office, and Predecessor   | Reported<br>By  |
|-----------------|----------------|--|---|
| 41              | 27             | Nelson Stephen Roman, of New York, to be<br>United States District Judge for the Southern<br>District of New York, vice Richard M.<br>Berman, retired.                     | Feb 28, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report.  |
|                 |                | PRIVACY AND CIVIL LIBERTIES<br>OVERSIGHT BOARD   |   |
| 42              | 50             | David Medine, of Maryland, to be Chairman<br>and Member of the Privacy and Civil<br>Liberties Oversight Board for a term expiring<br>January 29, 2018. (New Position)      | Feb 28, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report.  |
|                 |                | AIR FORCE  |   |
| 44              | 58-2           | The following named officers for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:                                    | Feb 26, 2013 Reported by Mr.<br>Levin, Committee on Armed<br>Services, without printed<br>report. |
|                 |                | to be Brigadier General  |   |
|                 |                | Colonel Scott C. Long  |   |
|                 |                | THE JUDICIARY  |   |
| 45              | 10             | Sheri Polster Chappell, of Florida, to be United<br>States District Judge for the Middle District<br>of Florida, vice Gregory A. Presnell, retired.                        | Mar 07, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report.  |
| 46              | 20             | Michael J. McShane, of Oregon, to be United<br>States District Judge for the District of<br>Oregon, vice Michael R. Hogan, retired.  | Mar 07, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report.  |
| 47              | 25             | Nitza I. Quinones Alejandro, of Pennsylvania,<br>to be United States District Judge for the<br>Eastern District of Pennsylvania, vice<br>Richard Barclay Surrick, retired. | Mar 07, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report.  |
| 48              | 26             | Luis Felipe Restrepo, of Pennsylvania, to be<br>United States District Judge for the Eastern<br>District of Pennsylvania, vice Anita B. Brody,<br>retired.                 | Mar 07, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report.  |
| 49              | 28             | Jeffrey L. Schmehl, of Pennsylvania, to be<br>United States District Judge for the Eastern<br>District of Pennsylvania, vice Thomas M.<br>Golden, deceased.                | Mar 07, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report.  |

<sup>\*</sup> Signifies nominee's commitment to respond to requests to appear and testify before any duly constituted committee of the Senate

| CALENDAR<br>No. | Message<br>No. | Nominee, Office, and Predecessor   | Reported<br>By   |
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|                 |                | BUREAU OF CONSUMER FINANCIAL PROTECTION  |  |
| * 51            | 157            | Richard Cordray, of Ohio, to be Director,<br>Bureau of Consumer Financial Protection for<br>a term of five years. (New Position)   | Mar 19, 2013 Reported by Mr.<br>Johnson SD, Committee on<br>Banking, Housing, and Urban<br>Affairs, without printed<br>report. |
|                 |                | DEPARTMENT OF DEFENSE  |  |
| * 52            | 35             | Frederick Vollrath, of Virginia, to be an<br>Assistant Secretary of Defense. (New<br>Position)   | Mar 20, 2013 Reported by Mr.<br>Levin, Committee on Armed<br>Services, without printed<br>report.                              |
| * 53            | 36             | Alan F. Estevez, of the District of Columbia, to<br>be a Principal Deputy Under Secretary of<br>Defense, vice Frank Kendall III.   | Mar 20, 2013 Reported by Mr.<br>Levin, Committee on Armed<br>Services, without printed<br>report.                              |
| * 54            | 129            | Eric K. Fanning, of the District of Columbia, to be Under Secretary of the Air Force, vice Erin C. Conaton, resigned.  | Mar 20, 2013 Reported by Mr.<br>Levin, Committee on Armed<br>Services, without printed<br>report.                              |
|                 |                | THE JUDICIARY  |  |
| 60              | 127            | Jane Kelly, of Iowa, to be United States Circuit<br>Judge for the Eighth Circuit, vice Michael J.<br>Melloy, retiring.   | Mar 22, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report.                               |
|                 |                | EQUAL EMPLOYMENT OPPORTUNITY COMMISSION  |  |
| * 61            | 45             | Jenny R. Yang, of the District of Columbia, to<br>be a Member of the Equal Employment<br>Opportunity Commission for a term expiring<br>July 1, 2017, vice Stuart Ishimaru, resigned. | Apr 10, 2013 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.              |
|                 |                | THE JUDICIARY  |  |
| 62              | 16             | Kenneth John Gonzales, of New Mexico, to be<br>United States District Judge for the District<br>of New Mexico, vice Bruce D. Black, retired.   | Apr 11, 2013 Reported by Mr.<br>Leahy, Committee on the<br>Judiciary, without printed<br>report.                               |
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| Calendar<br>No. | Message<br>No. | Nominee, Office, and Predecessor | Reported<br>By   |
|-----------------|----------------|----------------------------------|--|
|                 |                | [NEW REPORTS]                    |  |
|                 |                | INTERNATIONAL BANKS              |  |
| * 63            | 41             |                                  | Apr 16, 2013 Reported by Mr. Menendez, Committee on Foreign Relations, without printed report. |
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#### NOMINATIONS PLACED ON THE SECRETARY'S DESK

#### FOREIGN SERVICE

PN177 FOREIGN SERVICE nominations (5) beginning Margaret A. Hanson-Muse, and ending Sarah E. Kemp, which nominations were received by the Senate and appeared in the Congressional Record of February 27, 2013.

# PRIVILEGED NOMINATIONS

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

| Message<br>No. | DATE<br>RECEIVED | Nominee and Position  | * Information<br>Requested by<br>Committee | ** Requested<br>Information<br>Received | SENATOR REQUESTED REFERRAL TO<br>COMMITTEE OF JURISDICTION |
|----------------|------------------|---|--|---|--|
| 51             | Jan 22, 2013     | Sylvia M. Becker, of the District<br>of Columbia, to be a Member<br>of the Foreign Claims<br>Settlement Commission of the<br>United States for the term<br>expiring September 30, 2013,<br>vice Ralph E. Martinez, term<br>expired. | Yes  |   |  |
| 52             | Jan 22, 2013     | Sylvia M. Becker, of the District<br>of Columbia, to be a Member<br>of the Foreign Claims<br>Settlement Commission of the<br>United States for the term<br>expiring September 30, 2016.<br>(Reappointment)                          | Yes  |   |  |
| 122            | Jan 28, 2013     | Gerald Lyn Early, of Missouri, to<br>be a Member of the National<br>Council on the Humanities for<br>a term expiring January 26,<br>2018, vice Josiah Bunting, III,<br>term expired.  | Yes  |   |  |
| 123            | Jan 28, 2013     | Patricia Nelson Limerick, of<br>Colorado, to be a Member of<br>the National Council on the<br>Humanities for a term<br>expiring January 26, 2018,<br>vice Robert S. Martin, term<br>expired.  | Yes  |   |  |
| 124            | Jan 28, 2013     | Shelly Colleen Lowe, of Arizona, to be a Member of the National Council on the Humanities for a term expiring January 26, 2018, vice Jane M. Doggett, term expired.   | Yes  |   |  |
| 125            | Jan 28, 2013     | Daniel Iwao Okimoto, of<br>California, to be a Member of<br>the National Council on the<br>Humanities for a term<br>expiring January 26, 2018,<br>vice Mary Habeck, term<br>expired.  | Yes  |   |  |
| 126            | Jan 28, 2013     | Katherine H. Tachau, of Iowa, to<br>be a Member of the National<br>Council on the Humanities for<br>a term expiring January 26,<br>2018, vice Jay Winik, term<br>expired.   | Yes  |   |  |

<sup>\*</sup> Committee of jurisdiction has requested appropriate biographical and financial information on this nominee

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

# PRIVILEGED NOMINATIONS

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

| Message<br>No. | DATE<br>RECEIVED | Nominee and Position   | * Information<br>Requested by<br>Committee | ** REQUESTED INFORMATION RECEIVED | SENATOR REQUESTED REFERRAL TO COMMITTEE OF JURISDICTION |
|----------------|------------------|--|--|-----------------------------------|---|
| 131            | Feb 04, 2013     | 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  |                                   |   |
| 132            | Feb 04, 2013     | Janet Lorraine LaBreck, of Massachusetts, to be Commissioner of the Rehabilitation Services Administration, Department of Education, vice Lynnae M. Ruttledge, resigned.   | Yes  |                                   |   |
| 174            | Feb 27, 2013     | Stephen J. Hadley, of the District of Columbia, to be a Member of the Board of Directors of the United States Institute of Peace for a term of four years, vice Judy Van Rest, term expired.                                     | Yes  |                                   |   |
| 190            | Mar 07, 2013     | Timothy Hyungrock Haahs, of<br>Pennsylvania, to be a Member<br>of the Board of Directors of the<br>National Institute of Building<br>Sciences for a term expiring<br>September 7, 2014, vice<br>Morgan Edwards, term<br>expired. | Yes  |                                   |   |
| 191            | Mar 07, 2013     | 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  |                                   |   |
| 199            | Mar 13, 2013     | Olga Viso, of Minnesota, to be a<br>Member of the National<br>Council on the Arts for a term<br>expiring September 3, 2018,<br>vice William Francis Price, Jr.,<br>term expired.   | Yes  |                                   |   |
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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<br>No. | DATE<br>RECEIVED | Nominee and Position   | * Information<br>Requested by<br>Committee | ** REQUESTED INFORMATION RECEIVED | SENATOR REQUESTED REFERRAL TO<br>COMMITTEE OF JURISDICTION |
|----------------|------------------|--|--|-----------------------------------|--|
| 245            | Mar 21, 2013     | 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  |                                   |  |
| 246            | Mar 21, 2013     | 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 expired.                                   | Yes  |                                   |  |
| 291            | Apr 11, 2013     | Rick Lowe, of Texas, to be a Member of the National Council on the Arts for a term expiring September 3, 2018, vice JoAnn Faletta, term expired.   | Yes  |                                   |  |
| 292            | Apr 11, 2013     | 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  |                                   |  |

<sup>\*</sup> Committee of jurisdiction has requested appropriate biographical and financial information on this nominee

<sup>\*\*</sup> 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<br>No. | Nominee and Office | DATE AND SENATOR |
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#### 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.

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