

---

---

# SENATE OF THE UNITED STATES

## ONE HUNDRED NINTH CONGRESS

---

FIRST SESSION { CONVENED JANUARY 4, 2005

SECOND SESSION {

---

---

# EXECUTIVE CALENDAR

**Thursday, April 21, 2005**



---

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

By Michelle Haynes, Executive Clerk

---

---

Issue No. 37

**UNANIMOUS CONSENT AGREEMENT**  
**(John D. Negroponte [Cal. No. 69])**

*Ordered*, That on Thursday, April 21, 2005, at a time to be determined by the Majority Leader, after consultation with the Democratic Leader, that the Senate proceed to executive session to consider the nomination on the Executive Calendar of John D. Negroponte, of New York, to be Director of National Intelligence.

*Ordered further*, That there be 4 hours of debate equally divided between the Majority Leader or his designees and the Democrats' time be equally divided between the Senator from West Virginia (Mr. Rockefeller) and the Senator from Oregon (Mr. Wyden); provided further, that at the expiration or yielding back of time, the Senate proceed to a vote on the confirmation of the nomination, with no intervening action or debate; provided further, that immediately following the vote the President be notified of the Senate's action and the Senate then resume legislative session.

*(April 20, 2005.)*

# RESOLUTIONS

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

# TREATIES

CALENDAR No.	TREATY Doc. No.	SUBJECT	REPORTED BY

## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED BY
<b>26</b>	111	<b>CORPORATION FOR NATIONAL AND COMMUNITY SERVICE</b> Edward L. Flippen, of Virginia, to be Inspector General, Corporation for National and Community Services, vice J. Russell George.	Mar 09, 2005 Senate Committee on Homeland Security and Governmental Affairs discharged. Pursuant to unanimous consent agreement of January 20, 2005.  Feb 10, 2005 Reported by Mr. Enzi, Committee on Health, Education, Labor, and Pensions, without printed report.
<b>* 35</b>	227	<b>DEPARTMENT OF THE INTERIOR</b> Patricia Lynn Scarlett, of California, to be Deputy Secretary of the Interior, vice J. Steven Griles, resigned.	Mar 16, 2005 Reported by Mr. Domenici, Committee on Energy and Natural Resources, without printed report.
<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>39</b>	204	J. Michael Seabright, of Hawaii, to be United States District Judge for the District of Hawaii, vice Alan C. Kay, 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>* 55</b>	299	<b>DEPARTMENT OF AGRICULTURE</b> Charles F. Conner, of Indiana, to be Deputy Secretary of Agriculture, vice James R. Moseley.	Apr 12, 2005 Reported by Mr. Chambliss, Committee on Agriculture, Nutrition, and Forestry, 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
* 56	89	<p style="text-align: center;"><b>DEPARTMENT OF STATE</b></p> <p>Howard J. Krongard, of New Jersey, to be Inspector General, Department of State, vice Clark Kent Ervin.</p>	<p>Apr 13, 2005 Senate Committee on Homeland Security and Governmental Affairs discharged by Unanimous Consent. Pursuant to an order of the Senate of January 20, 2005.</p> <p>Mar 15, 2005 Reported by Mr. Lugar, Committee on Foreign Relations, without printed report.</p>
* 57	88	<p style="text-align: center;"><b>DEPARTMENT OF HEALTH AND HUMAN SERVICES</b></p> <p>Daniel R. Levinson, of Maryland, to be Inspector General, Department of Health and Human Services, vice Janet Rehnquist, resigned.</p>	<p>Apr 13, 2005 Senate Committee on Homeland Security and Governmental Affairs discharged by Unanimous Consent. Pursuant to an order of the Senate of January 20, 2005.</p> <p>Mar 17, 2005 Reported by Mr. Grassley, Committee on Finance, without printed report.</p>
* 58	284	<p style="text-align: center;"><b>DEPARTMENT OF ENERGY</b></p> <p>David Garman, of Virginia, to be Under Secretary of Energy, vice Robert Gordon Card, resigned.</p>	<p>Apr 13, 2005 Reported by Mr. Domenici, Committee on Energy and Natural Resources, without printed report.</p>
* 59	71	<p style="text-align: center;"><b>DEPARTMENT OF DEFENSE</b></p> <p>John Paul Woodley, Jr., of Virginia, to be an Assistant Secretary of the Army, vice Michael Parker.</p>	<p>Apr 13, 2005 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.</p> <p>Mar 17, 2005 Reported by Mr. Warner, Committee on Armed Services, without printed report.</p>

\* 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
* 60	82	<p><b>ENVIRONMENTAL PROTECTION AGENCY</b></p> <p>Luis Luna, of Maryland, to be an Assistant Administrator of the Environmental Protection Agency, vice Morris X. Winn.</p>	Apr 13, 2005 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
* 61	328	<p>Stephen L. Johnson, of Maryland, to be Administrator of the Environmental Protection Agency, vice Michael O. Leavitt.</p> <p style="text-align: center;"><b>MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION</b></p>	Apr 13, 2005 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
* 62	84	<p>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)</p> <p style="text-align: center;"><b>MORRIS K. UDALL SCHOLARSHIP AND EXCELLENCE IN NATIONAL ENVIRONMENTAL POLICY FOUNDATION</b></p>	Apr 13, 2005 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
* 63	85	<p>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.</p> <p style="text-align: center;"><b>MISSISSIPPI RIVER COMMISSION</b></p>	Apr 13, 2005 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
* 64	83	<p>Major General Don T. Riley, United States Army, to be a Member and President of the Mississippi River Commission.</p>	Apr 13, 2005 Reported by Mr. Inhofe, Committee on Environment and Public Works, without printed report.
* 65	136	<p>Brigadier General William T. Grisoli, United States Army, to be a Member of the Mississippi River Commission.</p>	Apr 13, 2005 Reported by Mr. Inhofe, Committee on Environment and Public Works, 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>66</b>	202	Thomas B. Griffith, of Utah, to be United States Circuit Judge for the District of Columbia Circuit, vice Patricia M. Wald, retired.	Apr 14, 2005 Reported by Mr. Specter, Committee on the Judiciary, without printed report.
<b>67</b>	208	James C. Dever III, of North Carolina, to be United States District Judge for the Eastern District of North Carolina, vice W. Earl Britt, retired.	Apr 14, 2005 Reported by Mr. Specter, Committee on the Judiciary, without printed report.
<b>68</b>	209	Robert J. Conrad, Jr., of North Carolina, to be United States District Judge for the Western District of North Carolina, vice a new position created by Public Law 107-273, approved November 2, 2002.	Apr 14, 2005 Reported by Mr. Specter, Committee on the Judiciary, without printed report.
		<b>EXECUTIVE OFFICE OF THE PRESIDENT</b>	
* <b>69</b>	329	John D. Negroponte, of New York, to be Director of National Intelligence. (New Position)	Apr 14, 2005 Reported by Mr. Roberts, Committee on Intelligence, without printed report.
* <b>70</b>	414	Lieutenant General Michael V. Hayden, United States Air Force, to be Principal Deputy Director of National Intelligence. (New Position)	Apr 14, 2005 Reported by Mr. Roberts, Committee on Intelligence, without printed report.

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



---

---

## NOMINATIONS PLACED ON THE SECRETARY'S DESK

---

### **COAST GUARD**

PN304 COAST GUARD nominations (2) beginning Curtis L. Sumrok, and ending Jed R. Boba, which nominations were received by the Senate and appeared in the Congressional Record of March 14, 2005.

PN305 COAST GUARD nominations (292) beginning Michael T Cunningham, and ending David K Young, which nominations were received by the Senate and appeared in the Congressional Record of March 14, 2005.

### **NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION**

PN390 NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION nominations (15) beginning Paul Andrew Kunicki, and ending Lindsey M Vandenberg, which nominations were received by the Senate and appeared in the Congressional Record of April 4, 2005.

---