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SENATE OF THE UNITED STATES  
ONE HUNDRED ELEVENTH CONGRESS

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FIRST SESSION { CONVENED JANUARY 6, 2009

SECOND SESSION {

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EXECUTIVE CALENDAR

Monday, October 26, 2009



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

<http://www.senate.gov/ExecutiveCalendar>

By Michelle Haynes, Executive Clerk

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## UNANIMOUS CONSENT AGREEMENT

### Irene Cornelia Berger (Cal. No. 470)

*Ordered*, That upon the conclusion of Morning Business on Tuesday, October 27, 2009 , the Senate proceed to executive session to consider the nomination of Irene Cornelia Berger, of West Virginia, to be United States District Judge for the Southern District of West Virginia; that debate be limited to 60 minutes equally divided and controlled between the Senator from Vermont (Mr. Leahy) and the Senator from Alabama (Mr. Sessions) or their designees; that at 2:15 p.m., the Senate proceed to vote on confirmation of the nomination, that upon confirmation, the motion to reconsider be laid on the table, the President be immediately notified of the Senate's action and the Senate resume legislative session.

*(October 22, 2009.)*

# 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
32	81	<b>DEPARTMENT OF JUSTICE</b> Dawn Elizabeth Johnsen, of Indiana, to be an Assistant Attorney General, vice Jack Landman Goldsmith III, resigned.	Mar 19, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
* 165	228	<b>THE JUDICIARY</b> Marisa J. Demeo, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years, vice Rufus Gunn King, III, retired.	May 20, 2009 Reported by Mr. Lieberman, Committee on Homeland Security and Governmental Affairs, without printed report.
184	187	David F. Hamilton, of Indiana, to be United States Circuit Judge for the Seventh Circuit, vice Kenneth F. Ripple, retired.	Jun 04, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
185	262	Andre M. Davis, of Maryland, to be United States Circuit Judge for the Fourth Circuit, vice Francis D. Murnaghan, Jr., deceased.	Jun 04, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
* 188	393	<b>GENERAL SERVICES ADMINISTRATION</b> Martha N. Johnson, of Maryland, to be Administrator of General Services, vice Lurita Alexis Doan, resigned.	Jun 08, 2009 Reported by Mr. Lieberman, Committee on Homeland Security and Governmental Affairs, without printed report.
205	327	<b>DEPARTMENT OF JUSTICE</b> Mary L. Smith, of Illinois, to be an Assistant Attorney General, vice Nathan J. Hochman, resigned.	Jun 11, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
* 208	395	<b>FEDERAL ELECTION COMMISSION</b> John J. Sullivan, of Maryland, to be a Member of the Federal Election Commission for a term expiring April 30, 2013, vice Ellen L. Weintraub, term expired.	Jun 11, 2009 Reported by Mr. Schumer, Committee on Rules and Administration, 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>ENVIRONMENTAL PROTECTION AGENCY</b>	
* 264	492	Paul T. Anastas, of Connecticut, to be an Assistant Administrator of the Environmental Protection Agency, vice George M. Gray, resigned.	Jul 07, 2009 Reported by Mrs. Boxer, Committee on Environment and Public Works, without printed report.
* 280	626	Robert Perciasepe, of New York, to be Deputy Administrator of the Environmental Protection Agency, vice Marcus C. Peacock, resigned.	Jul 15, 2009 Reported by Mrs. Boxer, Committee on Environment and Public Works, without printed report.
		<b>EXECUTIVE OFFICE OF THE PRESIDENT</b>	
* 303	313	Miriam E. Sapiro, of the District of Columbia, to be a Deputy United States Trade Representative, with the rank of Ambassador, vice John K. Veroneau, resigned.	Jul 23, 2009 Reported by Mr. Baucus, Committee on Finance, without printed report.
		<b>DEPARTMENT OF JUSTICE</b>	
312	537	Christopher H. Schroeder, of North Carolina, to be an Assistant Attorney General, vice Elisebeth C. Cook, resigned.	Jul 28, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
		<b>DEPARTMENT OF STATE</b>	
* 314	554	Arturo A. Valenzuela, of the District of Columbia, to be an Assistant Secretary of State (Western Hemisphere Affairs), vice Thomas A. Shannon, Jr., resigned.	Jul 28, 2009 Reported by Mr. Kerry, Committee on Foreign Relations, without printed report.
* 315	504	Thomas Alfred Shannon, Jr., of Virginia, a Career Member of the Senior Foreign Service, Class of Career Minister, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Federative Republic of Brazil.	Jul 28, 2009 Reported by Mr. Kerry, Committee on Foreign Relations, without printed report.

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		<b>DEPARTMENT OF HOMELAND SECURITY</b>	
* 331	405	Tara Jeanne O'Toole, of Maryland, to be Under Secretary for Science and Technology, Department of Homeland Security, vice Jay M. Cohen, resigned.	Jul 29, 2009 Reported by Mr. Lieberman, Committee on Homeland Security and Governmental Affairs, without printed report.
		<b>THE JUDICIARY</b>	
* 333	556	Stuart Gordon Nash, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years, vice Rafael Diaz, term expired.	Jul 29, 2009 Reported by Mr. Lieberman, Committee on Homeland Security and Governmental Affairs, without printed report.
		<b>DEPARTMENT OF ENERGY</b>	
* 404	640	Warren F. Miller, Jr., of New Mexico, to be Director of the Office of Civilian Radioactive Waste Management, Department of Energy, vice Edward F. Sproat III, resigned.	Aug 04, 2009 Reported by Mr. Bingaman, Committee on Energy and Natural Resources, without printed report.
		<b>THE JUDICIARY</b>	
421	635	Beverly Baldwin Martin, of Georgia, to be United States Circuit Judge for the Eleventh Circuit, vice R. Lanier Anderson, III, retired.	Sep 10, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
		<b>SMALL BUSINESS ADMINISTRATION</b>	
* 427	558	Winslow Lorenzo Sargeant, of Wisconsin, to be Chief Counsel for Advocacy, Small Business Administration, vice Thomas M. Sullivan.	Sep 16, 2009 Reported by Ms. Landrieu, Committee on Small Business and Entrepreneurship, without printed report.

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* 429	874	<p style="text-align: center;"><b>DEPARTMENT OF STATE</b></p> <p>Alan D. Solomont, of Massachusetts, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to Spain, and to serve concurrently and without additional compensation as Ambassador Extraordinary and Plenipotentiary of the United States of America to Andorra.</p>	Sep 17, 2009 Reported by Mr. Kerry, Committee on Foreign Relations, without printed report.
462	557	<p style="text-align: center;"><b>DEPARTMENT OF JUSTICE</b></p> <p>Ignacia S. Moreno, of New York, to be an Assistant Attorney General, vice Ronald Jay Tenpas, resigned.</p>	Sep 24, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
		<p style="text-align: center;"><b>THE JUDICIARY</b></p>	
468	634	Joseph A. Greenaway, Jr., of New Jersey, to be United States Circuit Judge for the Third Circuit, vice Samuel A. Alito, Jr., elevated.	Oct 01, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
470	715	Irene Cornelia Berger, of West Virginia, to be United States District Judge for the Southern District of West Virginia, vice David A. Faber, retired.	Oct 01, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
471	680	Charlene Edwards Honeywell, of Florida, to be United States District Judge for the Middle District of Florida, vice Susan C. Bucklew, retired.	Oct 01, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
* 474	319	<p style="text-align: center;"><b>DEPARTMENT OF LABOR</b></p> <p>M. Patricia Smith, of New York, to be Solicitor for the Department of Labor, vice Gregory F. Jacob, resigned.</p>	Oct 07, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.

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* 477	799	<p style="text-align: center;"><b>PUBLIC HEALTH SERVICE</b></p> <p>Regina M. Benjamin, of Alabama, to be Medical Director in the Regular Corps of the Public Health Service, subject to qualifications therefor as provided by law and regulations, and to be Surgeon General of the Public Health Service for a term of four years, vice Richard H. Carmona, term expired.</p>	Oct 07, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.
* 478	579	<p style="text-align: center;"><b>FEDERAL ENERGY REGULATORY COMMISSION</b></p> <p>John R. Norris, of the District of Columbia, to be a Member of the Federal Energy Regulatory Commission for the remainder of the term expiring June 30, 2012, vice Joseph Timothy Kelliher, resigned.</p>	Oct 08, 2009 Reported by Mr. Bingaman, Committee on Energy and Natural Resources, without printed report.
* 480	788	<p style="text-align: center;"><b>OFFICE OF SURFACE MINING RECLAMATION AND ENFORCEMENT</b></p> <p>Joseph G. Pizarchik, of Pennsylvania, to be Director of the Office of Surface Mining Reclamation and Enforcement, vice Brent T. Wahlquist, resigned.</p>	Oct 08, 2009 Reported by Mr. Bingaman, Committee on Energy and Natural Resources, without printed report.
487	841	<p style="text-align: center;"><b>THE JUDICIARY</b></p> <p>Jacqueline H. Nguyen, of California, to be United States District Judge for the Central District of California, vice Nora M. Manella, resigned.</p>	Oct 15, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
488	906	Edward Milton Chen, of California, to be United States District Judge for the Northern District of California, vice Martin J. Jenkins, resigned.	Oct 15, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
489	907	Dolly M. Gee, of California, to be United States District Judge for the Central District of California, vice George P. Schiavelli, resigned.	Oct 15, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.

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490	908	Richard Seeborg, of California, to be United States District Judge for the Northern District of California, vice Maxine M. Chesney, retired.	Oct 15, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
<b>NATIONAL LABOR RELATIONS BOARD</b>			
* 491	731	Craig Becker, of Illinois, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 2009, vice Dennis P. Walsh.	Oct 21, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.
* 492	732	Craig Becker, of Illinois, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 2014. (Reappointment)	Oct 21, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.
* 493	733	Brian Hayes, of Massachusetts, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 2012, vice Robert J. Battista, term expired.	Oct 21, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.
* 494	734	Mark Gaston Pearce, of New York, to be a Member of the National Labor Relations Board for the term of five years expiring August 27, 2013, vice Peter N. Kirsanow.	Oct 21, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.
<b>NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES</b>			
* 495	736	Rolena Klahn Adorno, of Connecticut, to be a Member of the National Council on the Humanities for a term expiring January 26, 2014, vice Elizabeth Fox-Genovese, term expired.	Oct 21, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.
* 496	796	Marvin Krislov, of Ohio, to be a Member of the National Council on the Humanities for a term expiring January 26, 2014, vice Celeste Colgan, term expired.	Oct 21, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.

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		<b>LEGAL SERVICES CORPORATION</b>	
* 497	875	Robert James Grey, Jr., of Virginia, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2011, vice Bernice Phillips, term expired.	Oct 21, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.
* 498	876	John Gerson Levi, of Illinois, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2011, vice Herbert S. Garten, term expired.	Oct 21, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.
* 499	877	Martha L. Minow, of Illinois, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2011, vice David Hall, term expired.	Oct 21, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.
* 500	878	Julie A. Reiskin, of Colorado, to be Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2010, vice Thomas R. Meites, term expired.	Oct 21, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.
* 501	879	Gloria Valencia-Weber, of New Mexico, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2011, vice Sarah M. Singleton, term expired.	Oct 21, 2009 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.
		[NEW REPORTS]	
		<b>DEPARTMENT OF JUSTICE</b>	
502	936	Laurie O. Robinson, of the District of Columbia, to be an Assistant Attorney General, vice Jeffrey Leigh Sedgwick, resigned.	Oct 22, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
503	883	Benjamin B. Wagner, of California, to be United States Attorney for the Eastern District of California for the term of four years, vice McGregor William Scott, resigned.	Oct 22, 2009 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.

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NOMINATIONS PLACED ON THE SECRETARY'S DESK

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## NOTICE OF INTENT TO OBJECT TO PROCEEDING

When following the objection to a unanimous consent request to proceeding to, and, or passage of, a measure or matter on their behalf, a Senator has notified the appropriate leader, or their designee, in writing and submits such objection for inclusion in the Congressional Record and the Senate Executive Calendar, it shall be placed in the section of the Executive Calendar entitled "Notice of Intent to Object to Proceeding". (Sec. 512, P.L. 110-81)

CALENDAR No.	MESSAGE No.	NOMINEE AND OFFICE	DATE AND SENATOR