## SENATE OF THE UNITED STATES

#### ONE HUNDRED TWELFTH CONGRESS

FIRST SESSION

CONVENED JANUARY 5, 2011

SECOND SESSION

CONVENED JANUARY 3, 2012

## EXECUTIVE CALENDAR

Monday, April 16, 2012



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

http://www.senate.gov/ExecutiveCalendar

By Michelle Haynes, Executive Clerk

#### UNANIMOUS CONSENT AGREEMENT

Stephanie Dawn Thacker (Cal. No. 460)

Ordered, That at 4:30 pm on Monday, April 16, 2012, the Senate proceed to executive session to consider the nomination of Stephanie Dawn Thacker, of West Virginia, to be United States Circuit Judge for the Fourth Circuit.

Ordered further, That there be 60 minutes for debate equally divided in the usual form; that upon the use or yielding back of time the Senate proceed to vote without intervening action or debate on the Thacker nomination; that the motion 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 action and the Senate then resume legislative session.

(March 29, 2012.)

## RESOLUTIONS

CALENDAR No.	S. Res. No.	Subject	Reported By

## TREATIES

Calendar No.	TREATY Doc. No.	Subject	Reported By
1	112-1	Protocol Amending Tax Convention with Swiss Confederation	Aug 30, 2011 Reported by Mr. Kerry, Committee on Foreign Relations under authority of the order of the Senate of 08/02/2011 with printed Ex. Rept.112-1 and a resolution of advice and consent to ratification with 1 declaration.
4	111-7	Tax Convention with Hungary	Aug 30, 2011 Reported by Mr. Kerry, Committee on Foreign Relations under authority of the order of the Senate of 08/02/2011 with printed Ex. Rept.112-4 and a resolution of advice and consent to ratification with 1 declaration.
5	111-8	Protocol Amending Tax Convention with Luxembourg	Aug 30, 2011 Reported by Mr. Kerry, Committee on Foreign Relations under authority of the order of the Senate of 08/02/2011 with printed Ex. Rept.112-5 and a resolution of advice and consent to ratification with 1 declaration.

CALENDAR No.	Message No.	Nominee, Office, and Predecessor	Reported By	
		INTERNATIONAL MONETARY FUND		
* 86	334	Ben S. Bernanke, of New Jersey, to be United States Alternate Governor of the International Monetary Fund for a term of five years. (Reappointment)	Apr 12, 2011 Reported by Mr. Kerry, Committee on Foreign Relations, without printed report.	
		SUPERIOR COURT OF THE DISTRICT OF COLUMBIA		
* 231	208	Donna Mary Murphy, 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 Kaye K. Christian, retired.	Jun 29, 2011 Reported by Mr. Lieberman, Committee on Homeland Security and Governmental Affairs, without printed report.	
		CORPORATION FOR NATIONAL AND COMMUNITY SERVICE		
* 261	131	Matthew Francis McCabe, of Pennsylvania, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2013, vice Leona White Hat, term expired.	Jul 20, 2011 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.	
* 263	133	Jane D. Hartley, of New York, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2014, vice Donna N. Williams, resigned.	Jul 20, 2011 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.	
		SECURITIES INVESTOR PROTECTION CORPORATION		
* 338	461	Anthony Frank D'Agostino, of Maryland, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2011, vice Mark S. Shelton, term expired.	Sep 08, 2011 Reported by Mr. Johnson SD, Committee on Banking, Housing, and Urban Affairs, without printed report.	
* 339	462	Anthony Frank D'Agostino, of Maryland, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2014. (Reappointment)	Sep 08, 2011 Reported by Mr. Johnson SD, Committee on Banking, Housing, and Urban Affairs, without printed report.	

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

CALENDAR No.	Message No.	Nominee, Office, and Predecessor	Reported By	
* 340	569	Gregory Karawan, of Virginia, to be a Director of the Securities Investor Protection Corporation for a term expiring December 31, 2013, vice William Herbert Heyman, term expired.	Sep 08, 2011 Reported by Mr. Johnson SD, Committee on Banking, Housing, and Urban Affairs, without printed report.	
		FEDERAL DEPOSIT INSURANCE CORPORATION		
* 345	673	Martin J. Gruenberg, of Maryland, to be Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation for a term of five years, vice Sheila C. Bair, resigned.	Sep 08, 2011 Reported by Mr. Johnson SD, Committee on Banking, Housing, and Urban Affairs, without printed report.	
		ENVIRONMENTAL PROTECTION AGENCY		
* 403	675	Kenneth J. Kopocis, of Virginia, to be an Assistant Administrator of the Environmental Protection Agency, vice Peter Silva Silva, resigned.	Sep 21, 2011 Reported by Mrs. Boxer, Committee on Environment and Public Works, without printed report.	
		HARRY S TRUMAN SCHOLARSHIP FOUNDATION		
* 450			Oct 19, 2011 Reported by Mr. Harkin, Committee on Health, Education, Labor, and Pensions, without printed report.	
		AMTRAK BOARD OF DIRECTORS		
* 456	884	Albert DiClemente, of Delaware, to be a Director of the Amtrak Board of Directors for a term of five years. (Reappointment)	Nov 02, 2011 Reported by Mr. Rockefeller, Committee on Commerce, Science, and Transportation, without printed report.	
		THE JUDICIARY		
460	919	Stephanie Dawn Thacker, of West Virginia, to be United States Circuit Judge for the Fourth Circuit, vice M. Blane Michael, deceased.	Nov 03, 2011 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.	

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Calendar No.	Message No.	Nominee, Office, and Predecessor	Reported By	
		DEPARTMENT OF STATE		
* 501	267	Mari Carmen Aponte, of the District of Columbia, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of El Salvador.	Nov 29, 2011 Reported by Mr. Kerry, Committee on Foreign Relations, without printed report.	
* 502	887	Adam E. Namm, of New York, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Ambassador Extraordinary and Plenipotentiary of the United States of America to the Republic of Ecuador.	Nov 29, 2011 Reported by Mr. Kerry, Committee on Foreign Relations, without printed report.	
		THE JUDICIARY		
508	985	Jacqueline H. Nguyen, of California, to be United States Circuit Judge for the Ninth Circuit, vice a new position created by Public Law 110-177, approved January 7, 2008.	Dec 01, 2011 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.	
509	920	Gregg Jeffrey Costa, of Texas, to be United States District Judge for the Southern District of Texas, vice John D. Rainey, retired.	Dec 01, 2011 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.	
510	937	David Campos Guaderrama, of Texas, to be United States District Judge for the Western District of Texas, vice David Briones, retired.	Dec 01, 2011 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.	
		FEDERAL COMMUNICATIONS COMMISSION		
* 512	1084	Ajit Varadaraj Pai, of Kansas, to be a Member of the Federal Communications Commission for a term of five years from July 1, 2011, vice Meredith Attwell Baker, term expired.	Dec 08, 2011 Reported by Mr. Rockefeller, Committee on Commerce, Science, and Transportation, without printed report.	
* 513	1085	Jessica Rosenworcel, of Connecticut, to be a Member of the Federal Communications Commission for a term of five years from July 1, 2010, vice Michael Joseph Copps, term expired.	Dec 08, 2011 Reported by Mr. Rockefeller, Committee on Commerce, Science, and Transportation, without printed report.	

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Calendar No.	Message No.	Nominee, Office, and Predecessor	Reported By	
		DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT		
* 518	1064	Carol J. Galante, of California, to be an Assistant Secretary of Housing and Urban Development, vice David H. Stevens, resigned.	Dec 13, 2011 Reported by Mr. Johnson SD, Committee on Banking, Housing, and Urban Affairs, without printed report.	
		FEDERAL DEPOSIT INSURANCE CORPORATION		
* 519	1065	Thomas Hoenig, of Missouri, to be Vice Chairperson of the Board of Directors of the Federal Deposit Insurance Corporation, vice Martin J. Gruenberg.	Dec 13, 2011 Reported by Mr. Johnson SD, Committee on Banking, Housing, and Urban Affairs, without printed report.	
		DEPARTMENT OF ENERGY		
* 527	1128	Arunava Majumdar, of California, to be Under Secretary of Energy, vice Kristina M. Johnson, resigned.	Dec 15, 2011 Reported by Mr. Bingaman, Committee on Energy and Natural Resources, without printed report.	
		THE JUDICIARY		
528	986	Brian C. Wimes, of Missouri, to be United States District Judge for the Eastern and Western Districts of Missouri, vice Nanette K. Laughrey, retired.	Dec 15, 2011 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.	
		SOCIAL SECURITY ADMINISTRATION		
* 542	255	Henry J. Aaron, of the District of Columbia, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2014, vice Jeffrey Robert Brown, term expired.	Social Security Advisory Baucus, Committee on Finance, without printed	
		THE JUDICIARY		
552	1049	Paul J. Watford, of California, to be United States Circuit Judge for the Ninth Circuit, vice Pamela Ann Rymer, deceased.	Feb 02, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.	

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CALENDAR No.	Message No.	Nominee, Office, and Predecessor	Reported By	
		DEPARTMENT OF AGRICULTURE		
* 566	1000	Michael T. Scuse, of Delaware, to be Under Secretary of Agriculture for Farm and Foreign Agricultural Services, vice James W. Miller, resigned.	Feb 15, 2012 Reported by Ms. Stabenow, Committee on Agriculture, Nutrition, and Forestry, without printed report.	
* 567	1001	Michael T. Scuse, of Delaware, to be a Member of the Board of Directors of the Commodity Credit Corporation, vice James W. Miller, resigned.	Feb 15, 2012 Reported by Ms. Stabenow, Committee on Agriculture, Nutrition, and Forestry, without printed report.	
		THE JUDICIARY		
568	1105	Kristine Gerhard Baker, of Arkansas, to be United States District Judge for the Eastern District of Arkansas, vice James M. Moody, retired.	Feb 16, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.	
569	1116	John Z. Lee, of Illinois, to be United States District Judge for the Northern District of Illinois, vice David H. Coar, retired.	Feb 16, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.	
570	1117	George Levi Russell, III, of Maryland, to be United States District Judge for the District of Maryland, vice Peter J. Messitte, retired.	Feb 16, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.	
571	1118	John J. Tharp, Jr., of Illinois, to be United States District Judge for the Northern District of Illinois, vice Blanche M. Manning, retired.	Feb 16, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.	
		DEPARTMENT OF DEFENSE		
* 572	1060	Mark William Lippert, of Ohio, to be an Assistant Secretary of Defense, vice Wallace C. Gregson, resigned.	Feb 17, 2012 Reported by Mr. Levin, Committee on Armed Services, without printed report.	
		THE JUDICIARY		
607	1104	Andrew David Hurwitz, of Arizona, to be United States Circuit Judge for the Ninth Circuit, vice Mary M. Schroeder, retiring.	Mar 01, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.	

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CALENDAR No.	Message No.	Nominee, Office, and Predecessor	Reported By
		HARRY S TRUMAN SCHOLARSHIP FOUNDATION	
the Board of Trustees of the Harry S Tru Scholarship Foundation for a term expiri December 10, 2013, vice Luis D. Rovira, t		Steven H. Cohen, of Illinois, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 2013, vice Luis D. Rovira, term expired.	Mar 02, 2012 Placed on the Calendar pursuant to S.Res. 116, 112th Congress.
		THE JUDICIARY	
610	525	Jeffrey J. Helmick, of Ohio, to be United States District Judge for the Northern District of Ohio, vice James G. Carr, retired.	Mar 08, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
611	1006	Patty Shwartz, of New Jersey, to be United States Circuit Judge for the Third Circuit, vice Maryanne Trump Barry, retired.	Mar 08, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
612	349	Mary Geiger Lewis, of South Carolina, to be United States District Judge for the District of South Carolina, vice Henry F. Floyd.	Mar 08, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
613	1131	Timothy S. Hillman, of Massachusetts, to be United States District Judge for the District of Massachusetts, vice Nancy Gertner, retired.	Mar 08, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
		ARMY	
* 624	403	The following named officer for appointment as the Chief of Engineers/Commanding General, United States Army Corps of Engineers, and appointment to the grade indicated in the United States Army while assigned to a position of importance and responsibility under title 10, U.S.C., sections 601 and 3036:  to be Lieutenant General  Lt. Gen. Thomas P. Bostick	Mar 22, 2012 Reported by Mr. Levin, Committee on Armed Services, without printed report.

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CALENDAR No.	MESSAGE No.	Nominee, Office, and Predecessor	Reported By	
		INTERNATIONAL BANK FOR RECONSTRUCTION AND DEVELOPMENT		
* 640	888	Sara Margalit Aviel, of California, to be United States Alternate Executive Director of the International Bank for Reconstruction and Development for a term of two years, vice Ana M. Guevara.	Mar 27, 2012 Reported by Mr. Kerry, Committee on Foreign Relations, without printed report.	
		DEPARTMENT OF STATE		
* 644	1403	Carlos Pascual, of the District of Columbia, to be an Assistant Secretary of State (Energy Resources), vice John Stern Wolf.	Mar 27, 2012 Reported by Mr. Kerry, Committee on Foreign Relations, without printed report.	
		[NEW REPORTS]		
		DEPARTMENT OF THE TREASURY		
* 645	1198	Richard B. Berner, of Massachusetts, to be Director, Office of Financial Research, Department of the Treasury, for a term of six years. (New Position)	Mar 29, 2012 Reported by Mr. Johnson SD, Committee on Banking, Housing, and Urban Affairs, without printed report.	
		FEDERAL RESERVE SYSTEM		
* 646	1225	Jeremy C. Stein, of Massachusetts, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 2004, vice Kevin M. Warsh, resigned.	Mar 29, 2012 Reported by Mr. Johnson SD, Committee on Banking, Housing, and Urban Affairs, without printed report.	
* 647	1226	Jerome H. Powell, of Maryland, to be a Member of the Board of Governors of the Federal Reserve System for the unexpired term of fourteen years from February 1, 2000, vice Frederic S. Mishkin.	Mar 29, 2012 Reported by Mr. Johnson SD, Committee on Banking, Housing, and Urban Affairs, without printed report.	
		THE JUDICIARY		
650	1114	Richard Gary Taranto, of Maryland, to be United States Circuit Judge for the Federal Circuit, vice Paul R. Michel, retired.	Mar 29, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.	

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Calendar No.	Message No.	Nominee, Office, and Predecessor	Reported By
651	1123	Gershwin A. Drain, of Michigan, to be United States District Judge for the Eastern District of Michigan, vice Bernard A. Friedman, retired.	Mar 29, 2012 Reported by Mr. Leahy, Committee on the Judiciary, without printed report.
652	1132		-

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Message No.	DATE RECEIVED	Nominee and Position	* Information Requested by	** Requested Information	SENATOR REQUESTED REFERRAL TO COMMITTEE OF JURISDICTION
			Сомміттее	RECEIVED	
895	Sep 06, 2011	Drew R. McCoy, of Massachusetts, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring January 27, 2016. (Reappointment)	Yes		
900	Sep 06, 2011	Mary B. Verner, of Washington, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2012, vice Steve M. Hays, term expired.	Yes	Mar 19, 2012	
901	Sep 06, 2011	Mary B. Verner, of Washington, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2015. (Reappointment)	Yes	Mar 19, 2012	
993	Sep 26, 2011	Susan A. Maxman, of Pennsylvania, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2012, vice William Hardiman, term expired.	Yes	Mar 19, 2012	
994	Sep 26, 2011	Susan A. Maxman, of Pennsylvania, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2015. (Reappointment)	Yes	Mar 19, 2012	
1004	Oct 03, 2011	James T. Ryan, of Utah, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2013, vice James Broaddus, resigned.	Yes	Mar 19, 2012	

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

Message No.	DATE RECEIVED	Nominee and Position	* Information Requested by Committee	** Requested Information Received	SENATOR REQUESTED REFERRAL TO COMMITTEE OF JURISDICTION
1018	Oct 11, 2011	James Timberlake, of Pennsylvania, to be a Member of the Board of Directors of the National Institute of Building Sciences for a term expiring September 7, 2014, vice Jose Teran, term expired.	Yes	Mar 19, 2012	
1036	Oct 12, 2011	Paul W. Hodes, of New Hampshire, to be a Member of the National Council on the Arts for a term expiring September 3, 2016. (New Position)	Yes		
1052	Oct 18, 2011	Alfredo J. Balsera, of Florida, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2014, vice Elizabeth F. Bagley, term expired.	Yes		
1127	Nov 30, 2011	Marie F. Smith, of Hawaii, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2016, vice Dana K. Bilyeu, term expired.	Yes		
1168	Dec 05, 2011	Pauline R. Maier, of Massachusetts, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring November 17, 2017, vice J. C. A. Stagg, term expired.	Yes		
1378	Feb 14, 2012	James M. Demers, of New Hampshire, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2014, vice Kevin Glenn Nealer, 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

Message No.	DATE RECEIVED	Nominee and Position	* Information Requested by Committee	** Requested Information Received	SENATOR REQUESTED REFERRAL TO COMMITTEE OF JURISDICTION
1379	Feb 14, 2012	Naomi A. Walker, of the District of Columbia, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2012, vice Christopher J. Hanley, term expired.	Yes		
1447	Mar 19, 2012	Edward W. Brehm, of Minnesota, to be a Member of the Board of Directors of the African Development Foundation for a term expiring September 22, 2017. (Reappointment)	Yes		
1501	Mar 28, 2012	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, 2014. (Reappointment)	Yes		
1502	Mar 28, 2012	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, 2014. (Reappointment)	Yes		
1503	Mar 28, 2012	Laurie I. Mikva, of Illinois, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2013. (Reappointment)	Yes		
1504	Mar 28, 2012	Martha L. Minow, of Massachusetts, to be a Member of the Board of Directors of the Legal Services Corporation for a term expiring July 13, 2014. (Reappointment)	Yes		
1505	Mar 28, 2012	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, 2014. (Reappointment)	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

Message No.	Date Received	Nominee and Position	* Information Requested by Committee	** Requested Information Received	SENATOR REQUESTED REFERRAL TO COMMITTEE OF JURISDICTION	
1512	Mar 29, 2012	Maria Rosario Jackson, of California, to be a Member of the National Council on the Arts for a term expiring September 3, 2016, vice Terence Alan Teachout, term expired.	Yes  REQUESTED BY COMMITTEE  Yes	INFORMATION RECEIVED	COMMITTEE OF JURISDICTION	

<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, 112th Congress)

CALENDAR No.	MESSAGE No.	Nominee and Office	DATE AND SENATOR
512	1084	Ajit Varadaraj Pai, of Kansas, to be a Member of the Federal Communications Commission for a term of five years from July 1, 2011	Nov. 03, 2011 by Mr. Grassley
513	1085		Nov. 03, 2011 by Mr. Grassley

#### 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.

DATE	Subject			
Dec 12, 2011	Motion entered by Mr. Reid to reconsider the vote by which the motion to invoke loture on the nomination of Mari Carmen Aponte was not agreed to (Roll Call Vot No. 227).			