

**From:** [Shelley K. Finlayson](#)  
**To:** "(b)(6) David Huitema email address"  
**Date:** Wednesday, July 10, 2024 3:21:12 PM

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Hi David –

We continue to monitor activity on HSGAC nominations closely. We wanted to share information that the Senate is voting today on one of the other nominees from your [nomination hearing](#) and cloture has been filed on the other nominee from your hearing.

- [Cloture was invoked 55-38](#) today: Anne Wagner to be a Member of the FLRA
  - Colleen Kiko's nomination to FLRA may be considered next, since [cloture was also filed Monday](#) on her nomination.
  - Earlier today, the Senate [voted 50-43](#) to confirm another HSGAC committee-reported nominee (Willoughby to be a DC judge).

The upcoming Senate schedule is:

- **July 8-12 (in)**
- ~~July 15-22 (out) = for R convention~~
- **July 23-26 (in)**
- **July 29-August 2 (in)**
- ~~August 5 = September 6 (out/recess)~~

-

With the upcoming [HSGAC markup](#) on July 24th on ethics legislation, it looks possible that Leader Schumer could file cloture on your nomination the week of July 23 or July 29 (but we do not have any direct information about this).

We will continue to monitor closely and share information as we have it. If you'd like to discuss OGE's leadership transition preparations, please let me know. I am available until (b)(6)

I hope you and your family are well and staying cool in this heat,  
Shelley

**From:** [Shelley K. Finlayson](#)  
**To:** [Diana Veilleux](#); [Grant Anderson](#)  
**Subject:** RE: Legislative Update for Wednesday, July 10, 2024  
**Date:** Wednesday, July 10, 2024 3:23:20 PM

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Agree – very helpful, Grant. I shared some of the information with David via email so he would be aware of some movement on HSGAC nominees and the Senate schedule.

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**From:** Diana Veilleux  
**Sent:** Wednesday, July 10, 2024 2:50 PM  
**To:** Grant Anderson ; Shelley K. Finlayson  
**Cc:** Elizabeth D. Horton  
**Subject:** RE: Legislative Update for Wednesday, July 10, 2024

Thank you for this update, Grant!

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**From:** Grant Anderson <[ganderso@oge.gov](mailto:ganderso@oge.gov)>  
**Sent:** Wednesday, July 10, 2024 2:47 PM  
**To:** Diana Veilleux <[dveille@oge.gov](mailto:dveille@oge.gov)>; Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>  
**Cc:** Elizabeth D. Horton <[edhorton@oge.gov](mailto:edhorton@oge.gov)>  
**Subject:** FW: Legislative Update for Wednesday, July 10, 2024

\* Note: the Senate is voting today on one of the other nominees from David Huitema's [nomination hearing](#) and cloture has been filed on the other nominee from his hearing.

- [Cloture was invoked 55-38](#) today: Anne Wagner to be a Member of the FLRA
    - Colleen Kiko's nomination to FLRA will likely be considered next, since [cloture was also filed Monday](#) on her nomination
    - Earlier today, the Senate [voted 50-43](#) to confirm another HSGAC committee-reported nominee (Willoughby to be a DC judge)
  - Upcoming Senate schedule:
    - **July 8-12 (in)**
    - ~~July 15-22 (out) – for R convention~~
    - **July 23-26 (in)**
      - **July 29-August 2 (in)**
    - ~~August 5 – September 6 (out)~~
  - With the upcoming [HSGAC markup](#) on July 24th on ethics legislation, it looks possible that Leader Schumer could file cloture on Huitema's nomination the week of July 23<sup>rd</sup> or July 29<sup>th</sup>.
- 

**From:** Elizabeth D. Horton <[edhorton@oge.gov](mailto:edhorton@oge.gov)>  
**Sent:** Wednesday, July 10, 2024 1:12 PM  
**To:** Agency Wide <[AgencyWide@oge.gov](mailto:AgencyWide@oge.gov)>  
**Subject:** Legislative Update for Wednesday, July 10, 2024

**The Senate convened at 10:00 a.m.**

According to *CQ*, the Senate convened at 10 a.m. Following leader remarks, the chamber will resume consideration of the nomination of Charles J. Willoughby, Jr. to be an associate judge of the Superior Court of the District of Columbia, post-cloture. At 11:30 a.m., the Senate will vote on confirmation of the Willoughby nomination and on agreeing to the Schumer, D-N.Y., [motion to](#)

invoke cloture on the nomination of Anne Marie Wagner to be a member of the Federal Labor Relations Authority. At 2:15 p.m., the Senate will vote on the confirmation of the Wagner nomination (if cloture is invoked). At 4:15 p.m., the Senate will vote on agreeing to the Schumer motion to invoke cloture on the Schumer motion to proceed to the Reproductive Freedom for Women Act (S 4554).

### **The House reconvened at 12:00 p.m.**

According to *CQ*, the House reconvened at noon for legislative business. The chamber is expected to consider a resolution (HJRes 165) that would nullify the Education Department's final rule on Title IX that modifies requirements for colleges regarding allegations of sexual harassment, prohibits discrimination against LGBTQ+ individuals, and provides additional protections for pregnancy and related conditions and a bill (HR 8281) that would require certain documentary proof of U.S. citizenship to register to vote in federal elections. The House may also take a vote to override the president's veto of a resolution (H J Res 109) that would nullify the Securities and Exchange Commission rule that provides accounting and disclosure guidance on safeguarding crypto assets held on a platform.

### **Legislative and Related News**

*Raw Story* reports that three members of Congress violated federal law with late financial disclosures — as much as a year late in some cases. [BUSTED: Three members of Congress violate federal financial law](#)

*Medium* reports on the current state of insider trading laws and says that while “the general public faces severe penalties for insider trading, politicians continue to exploit loopholes and avoid accountability.” [Insider Trading: Legal for Politicians, Illegal for Everyone Else?](#)

### **Executive Branch Ethics and Related News**

*E&E News* and *Bloomberg Law* report that the Interior Department's Office of Inspector General has dismissed an ethics complaint against Laura Daniel-Davis, a former National Wildlife Federation (NWF) executive now serving as the department's acting deputy secretary, concluding that she “did not participate in any particular matters involving specific parties in which her former employer, NWF, was a party or represented a party.” [Interior's OIG dismisses ethics complaint against Daniel-Davis \(E&E News\)](#); [Interior Inspector General Clears Official in Ethics Inquiry \(Bloomberg Law\)](#) (paywall)

Multiple outlets report that a U.S. sailor has been disciplined by the Navy for attempting unsuccessfully to access President Biden's medical records without authorization. [U.S. sailor sought access to Biden's medical records, Navy says \(The Washington Post\)](#); [Sailor caught trying to breach president's medical reports: Navy \(Raw Story\)](#); [Sailor searched for Biden's electronic health records, Navy says \(Federal Times\)](#)

*Healthcare Dive* reports that two federal government officials have stepped down from the board of directors at the Coalition for Health AI (CHAI), an industry group working to create standards for artificial intelligence in healthcare. The article notes that one of the officials is stepping down due to a potential conflict of interest between CHAI and his role as acting chief artificial intelligence officer and co-chair of the HHS' AI task force. [Federal officials step down from health AI group's board](#)

*Just the News* reports that the Food and Drug Administration is “helping its employees evade legally required transparency.” The article also notes that FDA ethics officers told employees who reviewed Moderna's COVID vaccine, then accepted job offers from Moderna, they can legally work “behind the scenes” to influence the FDA's treatment of their new employer. [FDA blesses departing COVID vaccine reviewers to influence agency 'behind the scenes' at Moderna](#)

### **Judiciary and Related News**

Multiple outlets report that two senators have asked the Justice Department to open a criminal investigation of Supreme Court Justice Clarence Thomas for possible violations of federal ethics and tax laws. [Democrats Seek Criminal Investigation of Justice Thomas Over Travel and Gifts \(The New York Times\)](#); [Democratic lawmakers seek criminal investigation of Justice Thomas \(The Washington Post\)](#); [Senators Ask Attorney General For Criminal Investigation Into Clarence Thomas \(Forbes\)](#); [Democratic senators step up attack on Thomas with demand for special counsel investigation \(Washington Examiner\)](#); [Senate Democrats demand special counsel to investigate](#)

[Clarence Thomas \(Courthouse News Service\)](#)

**Federal Agency and Related News**

*Government Executive* publishes a four-part series about the rules and policies federal employees should know ahead of elections. [Does the Hatch Act apply to you? Election season do's and don'ts](#); [Can federal employees volunteer for political campaigns and make contributions? Election season do's and don'ts](#); [Can federal employees take part in political campaign activities? Election season do's and don'ts](#); [How does telework affect the Hatch Act? Election season do's and don'ts](#)

**Next Scheduled Recess:**

**Senate:** July 15 - 22

**House:** July 12 - 19

**From:** [David Huitema](#)  
**To:** [Shelley K. Finlayson](#)  
**Subject:** Re: Re:  
**Date:** Thursday, July 11, 2024 6:44:20 PM

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Perfect. I will talk to you then. I will be in the office (b)(6) phone number -or let me know the best way to reach you.

On Thu, Jul 11, 2024 at 1:23 PM Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)> wrote:

Hi David –

Yes, tomorrow works. How about 9:30?

Shelley

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**From:** David Huitema <(b)(6)>  
**Sent:** Thursday, July 11, 2024 1:14 PM  
**To:** Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>  
**Subject:** Re:

**CAUTION:** This email originated from outside OGE. Use caution before clicking on links, opening attachments, or responding. If you believe this email is suspicious, please forward it to [spam@oge.gov](mailto:spam@oge.gov) for additional analysis.

Thanks for reaching out and sharing this information, Shelley. Could we talk sometime this Friday? My schedule is pretty open, so just let me know what would work for you.

David

On Wed, Jul 10, 2024 at 3:21 PM Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)> wrote:

Hi David –

We continue to monitor activity on HSGAC nominations closely. We wanted to share

information that the Senate is voting today on one of the other nominees from your [nomination hearing](#) and cloture has been filed on the other nominee from your hearing.

- [Cloture was invoked 55-38](#) today: Anne Wagner to be a Member of the FLRA
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With the upcoming [HSGAC markup](#) on July 24th on ethics legislation, it looks possible that Leader Schumer could file cloture on your nomination the week of July 23 or July 29 (but we do not have any direct information about this).

We will continue to monitor closely and share information as we have it. If you'd like to discuss OGE's leadership transition preparations, please let me know. I am available until I **(b)(6)**

I hope you and your family are well and staying cool in this heat,

Shelley

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constitute a Federal record or other Government property that is intended only for the use of the individual or entity to which it is addressed. If you are not the intended recipient or the employee or agent responsible for delivering the transmission to the intended recipient, you are hereby notified that any dissemination, distribution, copying or use of this email or its contents is strictly prohibited. If you have received this email in error, please notify the sender by responding to the email and then immediately delete the email.

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**From:** [Nicole Stein](#)  
**To:** [Shelley K. Finlayson](#)  
**Subject:** Email - Nomination  
**Date:** Thursday, August 1, 2024 4:12:21 PM

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(b)(5) deliberative and predecisional



**From:** [Diana Veilleux](#)  
**To:** [Grant Anderson](#); [Shelley K. Finlayson](#)  
**Subject:** RE: Director's Confirmation  
**Date:** Friday, August 2, 2024 3:42:40 PM

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Hi Grant

Thank you for your diligence in tracking and keeping up to date with the Director's nomination. Guess we will circle back on it in September!

Best,

Diana

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**From:** Grant Anderson <[ganderso@oge.gov](mailto:ganderso@oge.gov)>  
**Sent:** Thursday, August 1, 2024 5:50 PM  
**To:** Diana Veilleux <[djveille@oge.gov](mailto:djveille@oge.gov)>; Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>  
**Subject:** RE: Director's Confirmation

- It looks like the Senate did not take up his nomination (and is now out until Sept. 9<sup>th</sup>).
- [Senate Periodical Press updates](#) are below (and updates from the Cloakroom are here - <https://x.com/senatecloakroom>). I also called both the R & D Senate cloakrooms (202-224-8541 and 202-224-8601) and listened to the updates. Also, see attached for the updated Senate Executive Calendar.
  - [Calendar](#) numbers confirmed today were (#574, 594, 716, 764, and 765).
    - [note: Huitema's calendar number is 620, which was not mentioned and is still listed on the attached executive calendar on page 10].
  - Cloture was filed on two district judges (#652, 705)

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[Floor Schedule](#) –

- The Senate stands adjourned until 3:00pm Monday, September 9th 2024.
  - 5:30pm Monday, September 9th 2024 the Senate will vote on the Motion to Invoke Cloture on Executive Calendar #705 Adam B. Abelson, of Maryland, to be United States District Judge for the District of Maryland, vice James Kelleher Bredar, retired.
- During Thursday's (8/1) session:
  - The Senate confirmed by Voice Vote Executive Calendar #594 Dafna Hochman Rand, of Maryland, to be Assistant Secretary of State for Democracy, Human Rights, and Labor,

vice Robert A. Destro.

- Coast Guard nominations confirmed by Unanimous Consent: Executive Calendar #: 764, 765, and all nominations on the Secretary's Desk in the Coast Guard.
  - The Senate confirmed by Voice Vote Executive Calendar #574 David O. Barnett, Jr., of New Mexico, to be United States Marshal for the District of New Mexico for the term of four years, vice Sonya K. Chavez, term expired.
  - The Senate passed S.4235 – Reauthorizing Support and Treatment for Officers in Crisis Act of 2024. To amend the Omnibus Crime Control and Safe Streets Act of 1968 to reauthorize grants to support for law enforcement officers and families, and for other purposes.
  - The Senate passed S.3938 – A bill to designate the community-based outpatient clinic of the Department of Veterans Affairs in Lynchburg, Virginia, as the “Private First Class Desmond T. Doss VA Clinic”.
  - The Senate passed S.211 – SMART Leasing Act. To authorize the Administrator of General Services to establish an enhanced use lease pilot program, and for other purposes.
  - The Senate confirmed by Voice Vote Executive Calendar #716 Michael Louis Sulmeyer, of California, to be an Assistant Secretary of Defense. (New Position)
  - The following Senate resolutions were agreed to:
    - S. RES. 752
    - S. RES. 753
    - S. RES. 797
    - S. RES. 798
    - S. RES. 799
    - S. RES. 800
    - S. RES. 801
    - S. RES. 802
- The Senate won't convene until September 9th except for Pro Forma Sessions on the following dates and times:
    - Friday, August 2nd at 12:00 noon
    - Tuesday, August 6th at 9:30am
    - Friday, August 9th at 10:00am
    - Tuesday, August 13th at 9:15am
    - Friday, August 16th at 10:00am
    - Tuesday, August 20th at 8:00am
    - Friday, August 30th at 11:00am
    - Tuesday, September 3rd at 2:00pm
    - Thursday, September 5th at 12:45pm

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**From:** Diana Veilleux <[djveille@oge.gov](mailto:djveille@oge.gov)>

**Sent:** Thursday, August 1, 2024 5:09 PM

**To:** Grant Anderson <[ganderso@oge.gov](mailto:ganderso@oge.gov)>

**Subject:** Director's Confirmation

Hi Grant

(b)(5)

Best,

*Diana*

**From:** [Diana Veilleux](#)  
**To:** [Shelley K. Finlayson](#)  
**Subject:** RE: Quick check in?  
**Date:** Wednesday, September 18, 2024 12:26:32 PM

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Oh ok

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**From:** Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>  
**Sent:** Wednesday, September 18, 2024 12:21 PM  
**To:** Diana Veilleux <[djveille@oge.gov](mailto:djveille@oge.gov)>  
**Subject:** Re: Quick check in?

I was just forwarding his message about possible movement of his nomination for your awareness

Shelley K. Finlayson (she/her)  
U.S. Office of Government Ethics

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**From:** Diana Veilleux <[djveille@oge.gov](mailto:djveille@oge.gov)>  
**Sent:** Wednesday, September 18, 2024 11:55:20 AM  
**To:** Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>  
**Subject:** RE: Quick check in?

Sure. Standing by. . .

---

**From:** Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>  
**Sent:** Wednesday, September 18, 2024 10:54 AM  
**To:** Diana Veilleux <[djveille@oge.gov](mailto:djveille@oge.gov)>  
**Subject:** Fwd: Quick check in?

Shelley K. Finlayson (she/her)  
U.S. Office of Government Ethics

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**From:** David Huitema <(b)(6)>  
**Sent:** Wednesday, September 18, 2024 10:41:38 AM  
**To:** Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>  
**Subject:** Re: Quick check in?

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Hi Shelley. Just wanted to let you know that I heard from the White House this morning that there is some hope that Sen Carper will move for unanimous consent on my nomination today or tomorrow. No guarantee that will happen, and it's also unclear if anyone will object. I will let you know if I hear more.

David

On Fri, Aug 2, 2024 at 1:18 PM David Huitema <(b)(6)> wrote:

Sounds good. I will call at 2:00

On Fri, Aug 2, 2024 at 1:14 PM Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)> wrote:

Hi David –

Yes, it looks that way. I am free for a call at 2 if that works for you. You can reach me at (b)(6) phone number or I am happy to call whichever number is best for you.

Thanks,  
Shelley

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**From:** David Huitema <(b)(6)>

**Sent:** Friday, August 2, 2024 1:08 PM

**To:** Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>

**Subject:** Quick check in?

**CAUTION:** This email originated from outside OGE. Use caution before clicking on links, opening attachments, or responding. If you believe this email is suspicious, please forward it to [spam@oge.gov](mailto:spam@oge.gov) for additional analysis.

Hi Shelley. It looks like the August recess will arrive without any more action on my nomination. Do you have time for a quick check-in this afternoon? If not, we can reconnect after your vacation.

David

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**From:** [Grant Anderson](#)  
**To:** [LEGTEAM](#)  
**Subject:** FYI  
**Date:** Thursday, September 26, 2024 1:08:05 PM  
**Attachments:** [image001.png](#)  
[image002.png](#)  
[image003.png](#)  
[09\\_27\\_2024 \(highlighted\).pdf](#)  
[image004.png](#)  
[image005.png](#)

Attachments released below

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**Senate floor action of interest:**

The [Senate Executive Calendar](#) details a unanimous consent agreement related to OGE’s Director nomination and a [cloture motion](#) to end debate (typically filed before a roll call vote), noting that “on Wednesday, November 13, 2024, the cloture motions with respect to the following nominations ripen: . . . David Huitema, of Maryland, to be Director of the Office of Government Ethics for a term of five years. . .” (see page 2 of 26).

**Jonathan E. Hawley (Cal. No. 788) (PN1903)**  
**David Huitema (Cal. No. 620) (PN923)**  
**Cathy Fung (Cal. No. 714) (PN1744)**

*Ordered, That on Wednesday, November 13, 2024, the cloture motions with respect to the following nominations ripen:*  
Jonathan E. Hawley, of Illinois, to be United States District Judge for the Central District of Illinois;  
David Huitema, of Maryland, to be Director of the Office of Government Ethics for a term of five years; and  
Cathy Fung, of California, to be a Judge of the United States Tax Court for a term of fifteen years.  
*Ordered further, That with respect to the motions to invoke cloture on the above nominations, the mandatory quorum calls required under Rule XXII be waived. (Sep. 25, 2024.)*



Sen. Lee [objected](#) to Sen. Carper’s unanimous consent request that the Senate confirm his nomination yesterday.



**U.S. Senate Majority Floor Updates**

@DSenFloor



.@SenatorCarper asked unanimous consent that the Senate confirm David Huitema to be Director of the Office of Government Ethics, Sen. Lee (R-UT) objected.

2:33 PM · Sep 25, 2024 · **1,993** Views

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SENATE OF THE UNITED STATES  
ONE HUNDRED EIGHTEENTH CONGRESS

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FIRST SESSION { CONVENED JANUARY 3, 2023  
ADJOURNED JANUARY 3, 2024

SECOND SESSION { CONVENED JANUARY 3, 2024

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EXECUTIVE CALENDAR

Friday, September 27, 2024



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PREPARED UNDER THE DIRECTION OF SONCERIA ANN BERRY,  
SECRETARY OF THE SENATE

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

By Rachel R. Creviston, Executive Clerk

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Issue No. 310

## UNANIMOUS CONSENT AGREEMENTS

### **April M. Perry (Cal. No. 789) (PN1960)**

*Ordered*, That following the conclusion of morning business on Tuesday, November 12, 2024, the Senate proceed to executive session to resume consideration of the nomination of April M. Perry, of Illinois, to be United States District Judge for the Northern District of Illinois.

*Ordered further*, That at 5:30 p.m., the Senate vote on confirmation of the Perry nomination.

*Ordered further*, That if any nominations are confirmed during Tuesday's session, the motions to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's actions. (*Sep. 25 2024.*)

### **Jonathan E. Hawley (Cal. No. 788) (PN1903)**

### **David Huitema (Cal. No. 620) (PN923)**

### **Cathy Fung (Cal. No. 714) (PN1744)**

*Ordered*, That on Wednesday, November 13, 2024, the cloture motions with respect to the following nominations ripen:

Jonathan E. Hawley, of Illinois, to be United States District Judge for the Central District of Illinois;  
David Huitema, of Maryland, to be Director of the Office of Government Ethics for a term of five years; and

Cathy Fung, of California, to be a Judge of the United States Tax Court for a term of fifteen years.

*Ordered further*, That with respect to the motions to invoke cloture on the above nominations, the mandatory quorum calls required under Rule XXII be waived. (*Sep. 25, 2024.*)

# 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
* 250	150	<p style="text-align: center;"><b>NATIONAL ENDOWMENT FOR THE HUMANITIES</b></p> <p>Estrellita Bograd Brodsky, of New York, to be a Member of the National Council on the Humanities for a term expiring January 26, 2026, vice Russell A. Berman, term expired.</p>	Jun 29, 2023 Placed on the Calendar pursuant to S.Res. 116, 112th Congress.
* 365	151	<p style="text-align: center;"><b>BARRY GOLDWATER SCHOLARSHIP AND EXCELLENCE IN EDUCATION FOUNDATION</b></p> <p>Barbara George Johnson, of New Jersey, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring February 4, 2026, vice Maria E. Rengifo-Ruess, term expired.</p>	Oct 24, 2023 Placed on the Calendar pursuant to S.Res. 116, 112th Congress.
* 374	806	<p style="text-align: center;"><b>OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION</b></p> <p>Amanda Wood Laihow, of Maine, to be a Member of Occupational Safety and Health Review Commission for a term expiring April 27, 2029. (Reappointment)</p>	Oct 25, 2023 Reported by Mr. Sanders, Committee on Health, Education, Labor, and Pensions, without printed report.
* 393	19	<p style="text-align: center;"><b>FEDERAL SUPPLEMENTARY MEDICAL INSURANCE TRUST FUND</b></p> <p>Demetrios L. Kouzoukas, of Virginia, to be a Member of the Board of Trustees of the Federal Supplementary Medical Insurance Trust Fund for a term of four years, vice Charles P. Blahous III, term expired.</p>	Nov 02, 2023 Reported by Mr. Wyden, Committee on Finance, without printed report.
* 394	20	<p style="text-align: center;"><b>FEDERAL HOSPITAL INSURANCE TRUST FUND</b></p> <p>Demetrios L. Kouzoukas, of Virginia, to be a Member of the Board of Trustees of the Federal Hospital Insurance Trust Fund for a term of four years, vice Charles P. Blahous III, term expired.</p>	Nov 02, 2023 Reported by Mr. Wyden, Committee on Finance, 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
* 395	21	<p style="text-align: center;"><b>FEDERAL OLD-AGE AND SURVIVORS INSURANCE TRUST FUND</b></p> <p>Demetrios L. Kouzoukas, of Virginia, to be a Member of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund for a term of four years, vice Charles P. Blahous III, term expired.</p>	Nov 02, 2023 Reported by Mr. Wyden, Committee on Finance, without printed report.
* 396	24	<p style="text-align: center;"><b>FEDERAL SUPPLEMENTARY MEDICAL INSURANCE TRUST FUND</b></p> <p>Patricia Hart Neuman, of the District of Columbia, to be a Member of the Board of Trustees of the Federal Supplementary Medical Insurance Trust Fund for a term of four years, vice Robert D. Reischauer, term expired.</p>	Nov 02, 2023 Reported by Mr. Wyden, Committee on Finance, without printed report.
* 397	25	<p style="text-align: center;"><b>FEDERAL HOSPITAL INSURANCE TRUST FUND</b></p> <p>Patricia Hart Neuman, of the District of Columbia, to be a Member of the Board of Trustees of the Federal Hospital Insurance Trust Fund for a term of four years, vice Robert D. Reischauer, term expired.</p>	Nov 02, 2023 Reported by Mr. Wyden, Committee on Finance, without printed report.
* 398	26	<p style="text-align: center;"><b>FEDERAL OLD-AGE AND SURVIVORS INSURANCE TRUST FUND</b></p> <p>Patricia Hart Neuman, of the District of Columbia, to be a Member of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund for a term of four years, vice Robert D. Reischauer, term expired.</p>	Nov 02, 2023 Reported by Mr. Wyden, Committee on Finance, without printed report.
436	366-2	<p style="text-align: center;"><b>NAVY</b></p> <p>The following named officers for appointment in the United States Navy to the grade indicated under title 10, U.S.C., section 624:</p>	Mar 23, 2023 Reported by Mr. Reed, Committee on Armed Services, without printed report.

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED BY
448	362-4	<p style="text-align: center;"><i>to be Rear Admiral (lower half)</i></p> <p style="text-align: center;">Capt. Brian J. Anderson</p> <p style="text-align: center;"><b>ARMY</b></p> <p>The following named officers for appointment in the United States Army to the grade indicated under title 10, U.S.C., section 624:</p>	Mar 23, 2023 Reported by Mr. Reed, Committee on Armed Services, without printed report.
453	196-4	<p style="text-align: center;"><i>to be Brigadier General</i></p> <p style="text-align: center;">Col. John W. Sannes</p> <p style="text-align: center;"><b>AIR FORCE</b></p> <p>The following named officers for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:</p>	Mar 23, 2023 Reported by Mr. Reed, Committee on Armed Services, without printed report.
* 454	1232	<p style="text-align: center;"><i>to be Brigadier General</i></p> <p style="text-align: center;">Col. Benjamin R. Jonsson</p> <p style="text-align: center;"><b>DEPARTMENT OF HOMELAND SECURITY</b></p> <p>Jeff Rezmovic, of Maryland, to be Chief Financial Officer, Department of Homeland Security, vice Troy D. Edgar.</p>	Jan 17, 2024 Reported by Mr. Peters, Committee on Homeland Security and Governmental Affairs, without printed report.
* 458	1237	<p style="text-align: center;"><b>FEDERAL LABOR RELATIONS AUTHORITY</b></p> <p>Suzanne Elizabeth Summerlin, of Florida, to be General Counsel of the Federal Labor Relations Authority for a term of five years, vice Julia Akins Clark, term expired.</p>	Jan 17, 2024 Reported by Mr. Peters, Committee on Homeland Security and Governmental Affairs, without printed report.
462	1251	<p style="text-align: center;"><b>THE JUDICIARY</b></p> <p>Adeel Abdullah Mangi, of New Jersey, to be United States Circuit Judge for the Third Circuit, vice Joseph A. Greenaway, Jr., retired.</p>	Jan 18, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
464	1244	Mustafa Taher Kasubhai, of Oregon, to be United States District Judge for the District of Oregon, vice Ann L. Aiken, retired.	Jan 18, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
466	1253	Sarah French Russell, of Connecticut, to be United States District Judge for the District of Connecticut, vice Sarah A.L. Merriam, elevated.	Jan 18, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
<b>EXECUTIVE OFFICE OF THE PRESIDENT</b>			
479	1254	Deborah Robinson, of New Jersey, to be Intellectual Property Enforcement Coordinator, Executive Office of the President, vice Vishal J. Amin.	Jan 18, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
<b>DEPARTMENT OF STATE</b>			
483	798	Charlie Crist, of Florida, to be Representative of the United States of America on the Council of the International Civil Aviation Organization, with the rank of Ambassador.	Jan 24, 2024 Reported by Mr. Cardin, Committee on Foreign Relations, without printed report.
<b>THE JUDICIARY</b>			
* 509	1352	Kenechukwu Onyemaechi Okocha, 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 William Ward Nooter, retired.	Jan 31, 2024 Reported by Mr. Peters, Committee on Homeland Security and Governmental Affairs, without printed report.
<b>DEPARTMENT OF HEALTH AND HUMAN SERVICES</b>			
* 513	1216	Rebecca Lee Haffajee, of Massachusetts, to be an Assistant Secretary of Health and Human Services, vice Richard G. Frank.	Jan 31, 2024 Reported by Mr. Wyden, Committee on Finance, without printed report.
<b>DEPARTMENT OF LABOR</b>			
* 528	1231	Julie A. Su, of California, to be Secretary of Labor, vice Martin Joseph Walsh.	Feb 27, 2024 Reported by Mr. Sanders, Committee on Health, Education, Labor, and Pensions, without printed report.

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
<b>530</b>	1414-2	<b>MARINE CORPS</b> The following named officer for appointment to the grade indicated in the United States Marine Corps under title 10, U.S.C., section 624:  <i>to be Brigadier General</i> Col. Ralph J. Rizzo, Jr.	Feb 27, 2024 Reported by Mr. Reed, Committee on Armed Services, without printed report.
<b>* 537</b>	1149	<b>DEPARTMENT OF THE TREASURY</b> Corey Anne Tellez, of Illinois, to be a Deputy Under Secretary of the Treasury, vice Jonathan Davidson.	Mar 06, 2024 Reported by Mr. Wyden, Committee on Finance, without printed report.
<b>* 538</b>	1215	Ron Borzekowski, of Maryland, to be Director, Office of Financial Research, Department of the Treasury, for a term of six years, vice Dino Falaschetti.	Mar 07, 2024 Reported by Mr. Brown, Committee on Banking, Housing, and Urban Affairs, without printed report.
<b>539</b>	1402	<b>THE JUDICIARY</b> Amir H. Ali, of the District of Columbia, to be United States District Judge for the District of Columbia, vice Beryl Alaine Howell, retiring.	Mar 07, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
<b>544</b>	1363	<b>DEPARTMENT OF JUSTICE</b> Joshua S. Levy, of Massachusetts, to be United States Attorney for the District of Massachusetts for the term of four years, vice Rachael S. Rollins, resigned.	Mar 07, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
<b>545</b>	1365	Rebecca C. Lutzko, of Ohio, to be United States Attorney for the Northern District of Ohio for the term of four years, vice Justin E. Herdman, resigned.	Mar 07, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
<b>546</b>	1366	Roy W. Minter, Jr., of Georgia, to be United States Marshal for the Southern District of Georgia for the term of four years, vice David L. Lyons, term expired.	Mar 07, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
547	1383	<p><b>UNITED STATES PAROLE COMMISSION</b></p> <p>Almo J. Carter, of the District of Columbia, to be a Commissioner of the United States Parole Commission for a term of six years, vice J. Patricia Wilson Smoot, term expired.</p>	Mar 07, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
549	1336	<p style="text-align: center;"><b>DEPARTMENT OF STATE</b></p> <p>Robert William Forden, of California, 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 Kingdom of Cambodia.</p>	Mar 20, 2024 Reported by Mr. Cardin, Committee on Foreign Relations, without printed report.
* 569	1214	<p style="text-align: center;"><b>DEPARTMENT OF AGRICULTURE</b></p> <p>Jon M. Holladay, of Virginia, to be Chief Financial Officer, Department of Agriculture, vice Jon M. Holladay.</p>	Mar 21, 2024 Placed on the Calendar pursuant to S.Res. 116, 112th Congress.
581	1222	<p style="text-align: center;"><b>DEPARTMENT OF STATE</b></p> <p>Dorothy Camille Shea, of North Carolina, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, to be Representative of the United States of America to the Sessions of the General Assembly of the United Nations, during her tenure of service as Deputy Representative of the United States of America to the United Nations.</p>	Apr 17, 2024 Reported by Mr. Cardin, Committee on Foreign Relations, without printed report.
585	1337	<p>David J. Kostelancik, of Illinois, 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 Albania.</p>	Apr 17, 2024 Reported by Mr. Cardin, Committee on Foreign Relations, without printed report.
593	1046	<p style="text-align: center;"><b>UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT</b></p> <p>Andrew William Plitt, of Maryland, to be an Assistant Administrator of the United States Agency for International Development, vice Michael T. Harvey.</p>	Apr 17, 2024 Reported by Mr. Cardin, Committee on Foreign Relations, without printed report.

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
595	1224	<p style="text-align: center;"><b>INTERNATIONAL MONETARY FUND</b></p> <p>Elizabeth Shortino, of the District of Columbia, to be United States Executive Director of the International Monetary Fund for a term of two years, vice Margrethe Lundsager, resigned.</p>	Apr 17, 2024 Reported by Mr. Cardin, Committee on Foreign Relations, without printed report.
596	1225	<p style="text-align: center;"><b>EUROPEAN BANK FOR RECONSTRUCTION AND DEVELOPMENT</b></p> <p>Richard L.A. Weiner, of the District of Columbia, to be United States Director of the European Bank for Reconstruction and Development, vice J. Steven Dowd.</p>	Apr 17, 2024 Reported by Mr. Cardin, Committee on Foreign Relations, without printed report.
601	1463	<p style="text-align: center;"><b>THE JUDICIARY</b></p> <p>Sparkle L. Sooknanan, of the District of Columbia, to be United States District Judge for the District of Columbia, vice Florence Y. Pan, elevated.</p>	Apr 18, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
602	1361	<p style="text-align: center;"><b>UNITED STATES SENTENCING COMMISSION</b></p> <p>Claria Horn Boom, of Kentucky, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2029. (Reappointment)</p>	Apr 18, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
603	1360	<p>John Gleeson, of New York, to be a Member of the United States Sentencing Commission for a term expiring October 31, 2029. (Reappointment)</p>	Apr 18, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
604	1459	<p style="text-align: center;"><b>DEPARTMENT OF JUSTICE</b></p> <p>Matthew L. Gannon, of Iowa, to be United States Attorney for the Northern District of Iowa for the term of four years, vice Peter E. Deegan, Jr., resigned.</p>	Apr 18, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
605	1464	<p>David C. Waterman, of Iowa, to be United States Attorney for the Southern District of Iowa for the term of four years, vice Marc Krickbaum, resigned.</p>	Apr 18, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
<b>* 620</b>	923	<p style="text-align: center;"><b>OFFICE OF GOVERNMENT ETHICS</b></p> <p>David Huitema, of Maryland, to be Director of the Office of Government Ethics for a term of five years, vice Emory A. Rounds III, term expired.</p>	May 01, 2024 Reported by Mr. Peters, Committee on Homeland Security and Governmental Affairs, without printed report.
<b>* 622</b>	1356	<p style="text-align: center;"><b>FEDERAL LABOR RELATIONS AUTHORITY</b></p> <p>Anne Marie Wagner, of Virginia, to be a Member of the Federal Labor Relations Authority for a term of five years expiring July 1, 2024, vice Ernest W. Dubester, term expired.</p>	May 01, 2024 Reported by Mr. Peters, Committee on Homeland Security and Governmental Affairs, without printed report.
<b>630</b>	1543	<p style="text-align: center;"><b>ARMY</b></p> <p>The following named Army National Guard of the United States officer for appointment in the Reserve of the Army to the grade indicated under title 10, U.S.C., sections 12203 and 12211:</p> <p style="text-align: center;"><i>to be Brigadier General</i></p> <p style="text-align: center;">Col. David M. Church</p>	May 01, 2024 Reported by Mr. Reed, Committee on Armed Services, without printed report.
<b>648</b>	1583-2	<p style="text-align: center;"><b>AIR FORCE</b></p> <p>The following named officers for appointment in the United States Air Force to the grade indicated under title 10, U.S.C., section 624:</p> <p style="text-align: center;"><i>to be Brigadier General</i></p> <p style="text-align: center;">Col. Catherine V. Barrington</p>	May 01, 2024 Reported by Mr. Reed, Committee on Armed Services, without printed report.
<b>650</b>	1577	<p style="text-align: center;"><b>THE JUDICIARY</b></p> <p>Brian Edward Murphy, of Massachusetts, to be United States District Judge for the District of Massachusetts, vice Patti B. Saris, retiring.</p>	May 09, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
<b>651</b>	1573	<p>Rebecca L. Pennell, of Washington, to be United States District Judge for the Eastern District of Washington, vice Salvador Mendoza, Jr., elevated.</p>	May 09, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
* 703	1347	<p style="text-align: center;"><b>CORPORATION FOR NATIONAL AND COMMUNITY SERVICE</b></p> <p>Stephen H. Ravas, of Maryland, to be Inspector General, Corporation for National and Community Service, vice Deborah J. Jeffrey, resigned.</p>	<p>Jun 18, 2024 Senate Committee on Homeland Security and Governmental Affairs discharged under the authority of the order of the Senate of 01/07/2009.</p> <p>May 23, 2024 Reported by Mr. Sanders, Committee on Health, Education, Labor, and Pensions, without printed report.</p>
704	1749	<p style="text-align: center;"><b>THE JUDICIARY</b></p> <p>Embry J. Kidd, of Florida, to be United States Circuit Judge for the Eleventh Circuit, vice Charles R. Wilson, retiring.</p>	<p>Jul 11, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.</p>
707	1651	<p>Anne Hwang, of California, to be United States District Judge for the Central District of California, vice George H. Wu, retired.</p>	<p>Jul 11, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.</p>
711	1650	<p>Cynthia Valenzuela Dixon, of California, to be United States District Judge for the Central District of California, vice Philip S. Gutierrez, retiring.</p>	<p>Jul 11, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.</p>
* 712	1329	<p style="text-align: center;"><b>DEPARTMENT OF THE TREASURY</b></p> <p>James R. Ives, of Virginia, to be Inspector General, Department of the Treasury, vice Eric M. Thorson.</p>	<p>Jul 23, 2024 Senate Committee on Homeland Security and Governmental Affairs discharged under the authority of the order of the Senate of 01/07/2009.</p> <p>Jun 13, 2024 Reported by Mr. Wyden, Committee on Finance, without printed report.</p>

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
* 714	1744	<b>UNITED STATES TAX COURT</b> Cathy Fung, of California, to be a Judge of the United States Tax Court for a term of fifteen years, vice Joseph H. Gale, retired.	Jul 25, 2024 Reported by Mr. Wyden, Committee on Finance, without printed report.
* 717	1691	<b>DEPARTMENT OF DEFENSE</b> Tonya Parran Wilkerson, of Maryland, to be Under Secretary of Defense for Intelligence and Security, vice Ronald S. Moultrie, resigned.	Jul 30, 2024 Reported by Mr. Reed, Committee on Armed Services, without printed report.
* 718	1503	<b>AIR FORCE</b> The following named Air National Guard of the United States officer for appointment as Director, Air National Guard, and for appointment in the Reserve of the Air Force to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., sections 601 and 10506:  <i>to be Lieutenant General</i> Maj. Gen. Duke A. Pirak	Jul 30, 2024 Reported by Mr. Reed, Committee on Armed Services, without printed report.
* 766	1742	<b>DEPARTMENT OF THE INTERIOR</b> Shannon A. Estenoz, of Florida, to be Deputy Secretary of the Interior, vice Tommy P. Beaudreau, resigned.	Jul 31, 2024 Reported by Mr. Manchin, Committee on Energy and Natural Resources, without printed report.
* 767	1152	<b>THE JUDICIARY</b> Sherri Malloy Beatty-Arthur, 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 Carol A. Dalton, retired.	Jul 31, 2024 Reported by Mr. Peters, Committee on Homeland Security and Governmental Affairs, without printed report.
* 768	1153	Erin Camille Johnston, 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 Peter Arno Krauthamer, retired.	Jul 31, 2024 Reported by Mr. Peters, Committee on Homeland Security and Governmental Affairs, without printed report.

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
* 769	1154	Ray D. McKenzie, 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 Hiram E. Puig-Lugo, retired.	Jul 31, 2024 Reported by Mr. Peters, Committee on Homeland Security and Governmental Affairs, without printed report.
* 770	1571	Rahkel Bouchet, 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 Robert E. Morin, retired.	Jul 31, 2024 Reported by Mr. Peters, Committee on Homeland Security and Governmental Affairs, without printed report.
* 771	1572	John Cuong Truong, 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 Wendell P. Gardner, Jr., retired.	Jul 31, 2024 Reported by Mr. Peters, Committee on Homeland Security and Governmental Affairs, without printed report.
* 774	1626	Carmen G. Iguina Gonzalez, of the District of Columbia, to be an Associate Judge of the District of Columbia Court of Appeals for the term of fifteen years, vice Loren L. AliKhan.	Jul 31, 2024 Reported by Mr. Peters, Committee on Homeland Security and Governmental Affairs, without printed report.
* 775	1627	Joseph Russell Palmore, of the District of Columbia, to be an Associate Judge of the District of Columbia Court of Appeals for the term of fifteen years, vice Kathryn A. Oberly, retired.	Jul 31, 2024 Reported by Mr. Peters, Committee on Homeland Security and Governmental Affairs, without printed report.
776	1805	Karla M. Campbell, of Tennessee, to be United States Circuit Judge for the Sixth Circuit, vice Jane Branstetter Stranch, retiring.	Aug 01, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
777	1808	Julia M. Lipez, of Maine, to be United States Circuit Judge for the First Circuit, vice William J. Kayatta, Jr., retiring.	Aug 01, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
779	1806	Catherine Henry, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania, vice Edward G. Smith, deceased.	Aug 01, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
782	1827	Noel Wise, of California, to be United States District Judge for the Northern District of California, vice Edward J. Davila, retiring.	Aug 01, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
<b>NATIONAL LABOR RELATIONS BOARD</b>			
* 783	1789	Lauren McGarity McFerran, of the District of Columbia, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 2029. (Reappointment)	Aug 01, 2024 Reported by Mr. Sanders, Committee on Health, Education, Labor, and Pensions, without printed report.
* 784	1790	Joshua L. Ditelberg, of Illinois, to be a Member of the National Labor Relations Board for the term of five years expiring December 16, 2027, vice John F. Ring, term expired.	Aug 01, 2024 Reported by Mr. Sanders, Committee on Health, Education, Labor, and Pensions, without printed report.
<b>OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION</b>			
* 785	1819	Mark G. Eskenazi, of Virginia, to be a Member of the Occupational Safety and Health Review Commission for a term expiring April 27, 2027, vice James J. Sullivan, Jr., term expired.	Aug 01, 2024 Reported by Mr. Sanders, Committee on Health, Education, Labor, and Pensions, without printed report.
<b>OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE</b>			
* 786	1628	John Bradford Wiegmann, of the District of Columbia, to be General Counsel of the Office of the Director of National Intelligence, vice Christopher Charles Fonzone, resigned.	Sep 11, 2024 Reported by Mr. Warner, Select Committee on Intelligence, without printed report.
<b>THE JUDICIARY</b>			
788	1903	Jonathan E. Hawley, of Illinois, to be United States District Judge for the Central District of Illinois, vice James E. Shadid, retiring.	Sep 19, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
789	1960	April M. Perry, of Illinois, to be United States District Judge for the Northern District of Illinois, vice Nancy L. Maldonado, elevated.	Sep 19, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.

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## NOMINATIONS

CALENDAR No.	MESSAGE No.	NOMINEE, OFFICE, AND PREDECESSOR	REPORTED By
790	1905	<p>Gail A. Weilheimer, of Pennsylvania, to be United States District Judge for the Eastern District of Pennsylvania, vice Gene E. K. Pratter, deceased.</p> <p style="text-align: center;"><b>DEPARTMENT OF JUSTICE</b></p>	Sep 19, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
791	1359	<p>Joseph R. Adams, of West Virginia, to be United States Marshal for the Northern District of West Virginia for the term of four years, vice J. C. Raffety, term expired.</p>	Sep 19, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
792	1371	<p>David L. Lemmon II, of West Virginia, to be United States Marshal for the Southern District of West Virginia for the term of four years, vice Michael T. Baylous, term expired.</p> <p style="text-align: center;"><b>DEFENSE NUCLEAR FACILITIES SAFETY BOARD</b></p>	Sep 19, 2024 Reported by Mr. Durbin, Committee on the Judiciary, without printed report.
* 793	1785	<p>William Isaac White, of West Virginia, to be a Member of the Defense Nuclear Facilities Safety Board for a term expiring October 18, 2028, vice Jessie Hill Roberson, term expired.</p> <p style="text-align: center;"><b>ARMY</b></p>	Sep 24, 2024 Reported by Mr. Reed, Committee on Armed Services, without printed report.
* 815	2050	<p>The following named officer for appointment in the United States Army to the grade indicated while assigned to a position of importance and responsibility under title 10, U.S.C., section 601:</p> <p style="text-align: center;"><i>to be Lieutenant General</i></p> <p>Maj. Gen. Allan M. Pepin</p>	Sep 24, 2024 Reported by Mr. Reed, Committee on Armed Services, without printed report.

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NOMINATIONS PLACED ON THE SECRETARY'S DESK

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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 No.	DATE RECEIVED	NOMINEE AND POSITION	* INFORMATION REQUESTED BY COMMITTEE	** REQUESTED INFORMATION RECEIVED	SENATOR REQUESTED REFERRAL TO COMMITTEE OF JURISDICTION
22	Jan 03, 2023	Andrew G. Biggs, of Oregon, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2024, vice Lanhee J. Chen, term expired.	Yes		Jan 11, 2024 - Mr. Wyden.
23	Jan 03, 2023	Sharon Beth Lewis, of Oregon, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2028, vice Alan L. Cohan, term expired.	Yes		Jan 11, 2024 - Mr. Wyden.
112	Jan 23, 2023	Samuel H. Slater, of Massachusetts, to be a Member of the Board of Directors of the Metropolitan Washington Airports Authority for a term expiring November 22, 2023, vice William Shaw McDermott, term expired.	Yes		Jan 26, 2023 - Mr. Cruz.
113	Jan 23, 2023	Samuel H. Slater, of Massachusetts, to be a Member of the Board of Directors of the Metropolitan Washington Airports Authority for a term expiring November 22, 2029. (Reappointment)	Yes		Jan 26, 2023 - Mr. Cruz.
120	Jan 23, 2023	Andrew G. Biggs, of Oregon, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2030. (Reappointment)	Yes		Jan 11, 2024 - Mr. Wyden.
121	Jan 23, 2023	Kathryn Rose Lang, of Maryland, to be a Member of the Social Security Advisory Board for a term expiring September 30, 2026, vice Henry J. Aaron, term expired.	Yes		Jan 11, 2024 - Mr. Wyden.
128	Jan 23, 2023	Janet Keller, of California, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2023, vice Elizabeth F. Bagley, term expired.	Yes		

\* 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

## PRIVILEGED NOMINATIONS

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

MESSAGE No.	DATE RECEIVED	NOMINEE AND POSITION	* INFORMATION REQUESTED BY COMMITTEE	** REQUESTED INFORMATION RECEIVED	SENATOR REQUESTED REFERRAL TO COMMITTEE OF JURISDICTION
129	Jan 23, 2023	Janet Keller, of California, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2026. (Reappointment)	Yes		
130	Jan 23, 2023	Jay T. Snyder, of New York, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2023, vice Lyndon L. Olson, Jr., term expired.	Yes		Jun 13, 2024 - Mr. Vance.
131	Jan 23, 2023	Jay T. Snyder, of New York, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2026. (Reappointment)	Yes		Jun 13, 2024 - Mr. Vance.
442	Mar 21, 2023	James J. Blanchard, of Michigan, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2025, vice Anne Terman Wedner, term expired.	Yes		Jun 13, 2024 - Mr. Vance.
872	Jul 25, 2023	Elliott Abrams, of Virginia, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2024, vice Penne Percy Korth, term expired.	Yes		
873	Jul 25, 2023	Elliott Abrams, of Virginia, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2027. (Reappointment)	Yes		
920	Sep 05, 2023	Leslie N. Bluhm, of Illinois, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2028. (Reappointment)	Yes		Jun 13, 2024 - Mr. Vance.

\* 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

## PRIVILEGED NOMINATIONS

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

MESSAGE No.	DATE RECEIVED	NOMINEE AND POSITION	* INFORMATION REQUESTED BY COMMITTEE	** REQUESTED INFORMATION RECEIVED	SENATOR REQUESTED REFERRAL TO COMMITTEE OF JURISDICTION
921	Sep 05, 2023	Paul Herdman, of Delaware, to be a Member of the Board of Trustees of the Barry Goldwater Scholarship and Excellence in Education Foundation for a term expiring August 11, 2026, vice Gwendolyn E. Boyd, term expired.	Yes		
922	Sep 05, 2023	Alvin Harlyn Warren, of New Mexico, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2028. (Reappointment)	Yes		
1027	Sep 19, 2023	Christopher H. Schroeder, of North Carolina, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring October 3, 2024, vice Harvey M. Tettlebaum, term expired.	Yes		Jun 13, 2024 - Mr. Vance.
1028	Sep 19, 2023	Christopher H. Schroeder, of North Carolina, to be a Member of the Board of Trustees of the James Madison Memorial Fellowship Foundation for a term expiring October 3, 2030. (Reappointment)	Yes		Jun 13, 2024 - Mr. Vance.
1029	Sep 19, 2023	Daryle Williams, of California, to be a Member of the National Council on the Humanities for a term expiring January 26, 2024, Shelly Colleen Lowe, term expired.	Yes		
1229	Jan 08, 2024	Vanesa Soledad Simon, of Delaware, to be a Member of the National Council on the Arts for a term expiring September 3, 2024, vice Raneer Ramaswamy, term expired.	Yes		

\* Committee of jurisdiction has requested appropriate biographical and financial information on this nominee

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MESSAGE No.	DATE RECEIVED	NOMINEE AND POSITION	* INFORMATION REQUESTED BY COMMITTEE	** REQUESTED INFORMATION RECEIVED	SENATOR REQUESTED REFERRAL TO COMMITTEE OF JURISDICTION
1230	Jan 08, 2024	Vanesa Soledad Simon, of Delaware, to be a Member of the National Council on the Arts for a term expiring September 3, 2030. (Reappointment)	Yes		
1331	Jan 11, 2024	Stuart Alan Levey, of Maryland, to be a Member of the Board of Directors of the Millennium Challenge Corporation for a term of three years, vice Michael O. Johanns, term expired.	Yes		
1375	Jan 25, 2024	Liliana Ayalde, of Florida, to be a Member of the Board of Directors of the Inter-American Foundation for a term expiring June 26, 2026, vice Juan Carlos Iturregui, term expired.	Yes		
1376	Jan 25, 2024	Marcela Escobari, of Massachusetts, to be a Member of the Board of Directors of the Inter-American Foundation for a term expiring September 20, 2026, vice Adolfo A. Franco, term expired.	Yes		
1377	Jan 25, 2024	Julio Guity-Guevara, of Maryland, to be a Member of the Board of Directors of the Inter-American Foundation for a term expiring October 6, 2028, vice Eduardo Arriola, term expired.	Yes		
1378	Jan 25, 2024	Maria Fabiana Jorge, of the District of Columbia, to be a Member of the Board of Directors of the Inter-American Foundation for a term expiring September 20, 2028, vice Hector E. Morales, term expired.	Yes		

\* 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

## PRIVILEGED NOMINATIONS

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

MESSAGE No.	DATE RECEIVED	NOMINEE AND POSITION	* INFORMATION REQUESTED BY COMMITTEE	** REQUESTED INFORMATION RECEIVED	SENATOR REQUESTED REFERRAL TO COMMITTEE OF JURISDICTION
1379	Jan 25, 2024	Brian A. Nichols, of Rhode Island, to be a Member of the Board of Directors of the Inter-American Foundation for a term expiring September 20, 2024, vice J. Kelly Ryan, term expired.	Yes		
1380	Jan 25, 2024	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, 2025. (Reappointment)	Yes		
1381	Jan 25, 2024	Monde Muyangwa, of Maryland, to be a Member of the Board of Directors of the African Development Foundation for a term expiring September 22, 2027, vice Linda I. Etim, term expired.	Yes		
1430	Feb 08, 2024	Emily Edenshaw, of Alaska, to be a Member of the National Council on the Humanities for a term expiring January 26, 2028, vice Dorothy Kosinski, term expired.	Yes		
1431	Feb 08, 2024	Margaret Mary FitzPatrick, of the District of Columbia, to be a Member of the National Council on the Humanities for a term expiring January 26, 2030, vice Katherine H. Tachau, term expired.	Yes		
1432	Feb 08, 2024	Deborah Willis, of New York, to be a Member of the National Council on the Humanities for a term expiring January 26, 2028, vice Constance M. Carroll, term expired.	Yes		
1570	Mar 21, 2024	Daryle Williams, of California, to be a Member of the National Council on the Humanities for a term expiring January 26, 2030, vice Shelly Colleen Lowe, term expired.	Yes		

\* 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

## PRIVILEGED NOMINATIONS

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

MESSAGE No.	DATE RECEIVED	NOMINEE AND POSITION	* INFORMATION REQUESTED BY COMMITTEE	** REQUESTED INFORMATION RECEIVED	SENATOR REQUESTED REFERRAL TO COMMITTEE OF JURISDICTION
1622	Apr 11, 2024	Shirley Sachi Sagawa, of Maryland, to be a Member of the Board of Directors of the Corporation for National and Community Service for a term expiring October 6, 2029. (Reappointment)	Yes		
1786	May 23, 2024	Rebecca L. Heinrichs, of Ohio, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2024, vice Georgette Mosbacher, term expired.	Yes		
1787	May 23, 2024	Rebecca L. Heinrichs, of Ohio, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 2027. (Reappointment)	Yes		
1791	May 23, 2024	Bethany Pickett Shah, of Texas, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 2025, vice John B. Nalbandian, resigned.	Yes		
1834	Jun 18, 2024	Stanley H. Ryan, of Washington, to be a Member of the Board of Directors of the Millennium Challenge Corporation for a term of three years, vice Alexander Crenshaw, term expired.	Yes		
1839	Jun 18, 2024	LeKresha R. Moultrie, of Delaware, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 2024, vice Hernan D. Vera, term expired.	Yes		
1840	Jun 18, 2024	LaKresha R. Moultrie, of Delaware, to be a Member of the Board of Directors of the State Justice Institute for a term expiring September 17, 2027. (Reappointment)	Yes		

\* 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

## 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 No.	NOMINEE AND OFFICE	DATE AND SENATOR
<b>1543</b>	Col. David M. Church for appointment in the Reserve of the Army to the grade of brigadier general.	May 8, 2024 - Mr. Wyden
<b>1628</b>	John Bradford Wiegmann, of the District of Columbia, to be General Counsel of the Office of the Director of National Intelligence, vice Christopher Charles Fonzone, resigned.	Sep. 12, 2024 - Mr. Wyden

## 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

**From:** [Shelley K. Finlayson](#)  
**To:** "David Huitema"  
**Subject:** RE: Senate  
**Date:** Thursday, September 26, 2024 1:42:55 PM

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Thanks, David.

Yes, it did, (b)(5)

We saw the move for cloture on your nomination in our searches and have shared it with staff. I really appreciate your updates and look forward to more progress in November.

If there's anything that would be helpful to you before then, please let me know.

Thanks again,

Shelley

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**From:** David Huitema <(b)(6)>  
**Sent:** Thursday, September 26, 2024 10:33 AM  
**To:** Shelley K. Finlayson <skfinlay@oge.gov>  
**Subject:** Re: Senate

**CAUTION:** This email originated from outside OGE. Use caution before clicking on links, opening attachments, or responding. If you believe this email is suspicious, please forward it to [spam@oge.gov](mailto:spam@oge.gov) for additional analysis.

Turned out to be quite an eventful day: Sen Schumer moved for cloture on my nomination, and the motion will ripen on November 13. I assume the plan would be to proceed to a vote in November, but I haven't heard anything yet.

I hope the offsite event went well.

On Wed, Sep 25, 2024 at 8:09 PM Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)> wrote:

Hi David -

We were at our agencywide offsite today. I am so sorry to hear about the objection. I have shared the disappointing news with staff. Please let me know if you hear anything else.

Thanks,

Shelley

Shelley K. Finlayson (she/her)  
U.S. Office of Government Ethics

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**From:** David Huitema <(b)(6)>  
**Sent:** Wednesday, September 25, 2024 3:30:50 PM  
**To:** Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>

**Subject:** Senate

**CAUTION:** This email originated from outside OGE. Use caution before clicking on links, opening attachments, or responding. If you believe this email is suspicious, please forward it to [spam@oge.gov](mailto:spam@oge.gov) for additional analysis.

In case you missed it, Sen Carper moved for unanimous consent this afternoon and Sen Lee objected, so that pretty much ends hope of any movement on my nomination before the election.

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OGE Confidential Notice: This message may contain Controlled Unclassified Information (CUI) that requires safeguarding or dissemination control under applicable law, regulation, or Government-wide policy. This email, including all attachments, may constitute a Federal record or other Government property that is intended only for the use of the individual or entity to which it is addressed. If you are not the intended recipient or the employee or agent responsible for delivering the transmission to the intended recipient, you are hereby notified that any dissemination, distribution, copying or use of this email or its contents is strictly prohibited. If you have received this email in error, please notify the sender by responding to the email and then immediately delete the email.

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**From:** [Shelley K. Finlayson](#)  
**To:** [Nicole Stein](#)  
**Subject:** FW: Congressional Record  
**Date:** Thursday, September 26, 2024 2:47:10 PM  
**Attachments:** [CREC-2024-09-25 \(v2\).pdf](#)

Attachment released below

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**From:** Grant Anderson <[ganderso@oge.gov](mailto:ganderso@oge.gov)>  
**Sent:** Thursday, September 26, 2024 2:39 PM  
**To:** LEGTEAM <[legteam@oge.gov](mailto:legteam@oge.gov)>  
**Subject:** Congressional Record

Attachment is the same as above

Please see below and attached for excerpts from the Congressional Record yesterday with Senate floor action related to OGE's director nomination (6 pages).

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#### UNANIMOUS CONSENT REQUEST—EXECUTIVE CALENDAR

Mr. CARPER. Mr. President, the Office of Government Ethics is an Agency that independently works to oversee the executive branch's ethics program. The Director serves a term of 5 years in this instance, leading work that prevents financial conflicts of interest and ensures that the executive branch, regardless of political party, holds itself to the highest ethical standards.

Our Nation has been without a Senate-confirmed Director to this critical Agency for more than a year. I will say that again: more than a year. But, fortunately, we have a highly qualified nominee for this post, one who has received support from both Democrat and Republican Senators, including Senators on the Senate Committee on Homeland Security and Governmental Affairs, which I used to chair.

Since 2016, David Huitema has served as the Assistant Legal Adviser for Ethics and Financial Disclosure at the Department of State. In this role, he has the responsibility of managing the Department's ethics program. Previously, he served as an attorney-adviser at the Department of State, worked in private practice for several years, and completed a clerkship at the U.S. Court of Appeals for the 11th Circuit.

Mr. Huitema has a deep and thorough knowledge of the law and of ethics compliance in addition to his range of experience at the State Department and in private practice. I have no doubt that his skills and his experience will enable him to effectively lead the Office of Government Ethics.

Mr. President, I ask unanimous consent that the Senate consider the following nomination: Calendar No. 620, David Huitema, of Maryland, to be Director of the Office of Government Ethics for a term of five years; that the Senate vote on the nomination without intervening

action or debate; that, if confirmed, the motion to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's action.

The PRESIDING OFFICER. Is there objection? The Senator from Utah.

Mr. LEE. Mr. President, reserving the right to object, directing the Office of Government Ethics is an important position due to the Office's role in aiding the President with the nominations process and assistance to the Senate in evaluating potential conflicts of interest for Presidential nominations.

This point was, of course, made clear in Mr. Huitema's HSGAC hearing, as he testified to the committee that nominee vetting would be not just a priority but priority one for the Office of Government Ethics and would dominate the next year, meaning the year that is about to arrive.

Given the fact that this position serves, once confirmed, for a 5-year term, it is also important for us to remember that we are now just a few weeks away from a Presidential election, a Presidential election that will determine who will serve as President of the United States for the next 4 years. So in light of that, we should wait to see who is elected before confirming this person to a 5-year term.

It is concerning to me that during his hearing before the Homeland Security and Governmental Affairs Committee, Mr. Huitema left open the possibility of supporting a partisan policy, a partisan approach, from a nonpartisan position, one that can be used as a means of further weaponizing our government against officials who might be appointed, should President Trump win, in a Republican administration. Individuals responsible with directing the Office of Government Ethics must not engage, promote, or tolerate partisan lawfare.

Particularly in the midst of unprecedented lawfare and political weaponization of the U.S. Government against Donald Trump by the Biden- Harris administration, I have got grave concerns that have led me to oppose their partisan nominees and policies considered in this Chamber, particularly between now and the election. The Biden-Harris administration forfeited that courtesy when they decided that they wanted to govern more like a banana republic than the United States of America.

Now, after these two assassination attempts that we have seen so far on Donald Trump, continued lawfare by Democrats at both State and national levels and unacceptable rhetoric from Vice President HARRIS, who has brought foreign leaders to campaign for her in a key battleground State, it is clear that they have changed their tune. And so I am not going to change my tune.

We have to remember that the President of the United States, at any given moment, for constitutional purposes, is the executive branch, is the living embodiment of the executive

branch. This is an office that really ought to be filled at least with Members being allowed to take into account the outcome of a coming Presidential election. With that Presidential election just weeks away, there is no reason this has to be done today. In fact, there are very, very good reasons for us not to do it today.

Let's take this up after the Presidential election. That is the appropriate time to raise this. If Mr. Huitema is willing to further clarify his position and the next sitting President appoints him to fill the position, I am happy to revisit this question. Until then, I object.

The PRESIDING OFFICER. The objection is heard.

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#### EXECUTIVE SESSION EXECUTIVE CALENDAR

Mr. SCHUMER. Madam President, I move to proceed to executive session to consider Calendar No. 620.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination. The legislative clerk read the nomination of David Huitema, of Maryland, to be Director of the Office of Government Ethics for a term of five years.

#### CLOTURE MOTION

Mr. SCHUMER. Madam President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 620, David Huitema, of Maryland, to be Director of the Office of Government Ethics for a term of five years.

Charles E. Schumer, Gary C. Peters, Peter Welch, Debbie Stabenow, Tina Smith, Richard Blumenthal, Robert P. Casey, Jr., Tammy Duckworth, Patty Murray, Jack Reed, Tammy Baldwin, Tim Kaine, Margaret Wood Hassan, Christopher Murphy, Brian Schatz, Catherine Cortez Masto, Benjamin L. Cardin, Alex Padilla.

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ORDERS FOR FRIDAY, SEPTEMBER 27, 2024, THROUGH TUESDAY, NOVEMBER 12, 2024

Mr. SCHUMER. Madam President, I ask unanimous consent that when the Senate completes its business today, it adjourn under the provisions of S. Res. 888 to then convene for pro forma sessions only, with no business being conducted, on the following dates and times: Friday, September 27, at 10 a.m.; Tuesday, October 1, at 1 p.m.; Friday, October 4 at 10 a.m.; Tuesday, October 8, at 2:30 p.m.; Friday, October 11, at 8:30 a.m.; Tuesday, October 15, at 1:30 p.m.; Friday, October 18, at 10 a.m.; Tuesday, October 22, at 8 a.m.; Friday October 25, at 10:30 a.m.; Tuesday, October 29, at 9:30 a.m.; Friday, November 1, at 11:30 a.m.; Monday, November 4, at 11 a.m.; Wednesday, November 6, at 12 noon; and Friday, November 8, at 12 noon; further, that when the Senate adjourns on Friday, November 8, it stand adjourned until 3 p.m. on Tuesday, November 12; that on Tuesday, following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, the time for the two leaders be reserved for their use later in the day, and morning business be closed; that following the conclusion of morning business, the Senate proceed to executive session to resume consideration of the Perry nomination; further, that if any nominations are confirmed during Tuesday's session, the motions to reconsider be considered made and laid upon the table, and the President be immediately notified of the Senate's action; further, that the cloture motions filed during today's session ripen on Wednesday, November 13.

The PRESIDING OFFICER. Without objection, it is so ordered.

[Rollcall Vote No. 252 Leg.]

YEAS—39

Barrasso	Fischer	Moran
Blackburn	Graham	Mullin
Boozman	Grassley	Paul
Braun	Hagerty	Ricketts
Britt	Hoeven	Risch
Budd	Hyde-Smith	Romney
Cassidy	Johnson	Rubio
Cornyn	Kennedy	Schmitt
Cramer	Lankford	Scott (SC)
Crapo	Lee	Sullivan
Cruz	Lummis	Thune
Daines	Marshall	Tillis
Ernst	McConnell	Tuberville

NAYS—56

Baldwin	Heinrich	Rounds
Bennet	Helmy	Sanders
Blumenthal	Hickenlooper	Schatz
Booker	Hirono	Schumer
Brown	Kaine	Shaheen
Butler	Kelly	Sinema
Cantwell	King	Smith
Capito	Klobuchar	Stabenow
Cardin	Lujan	Tester
Carper	Markey	Van Hollen
Casey	Merkley	Warner
Collins	Murkowski	Warnock
Cortez Masto	Murphy	Warren
Duckworth	Murray	Welch
Durbin	Ossoff	Whitehouse
Fetterman	Padilla	Wicker
Gillibrand	Peters	Wyden
Hassan	Reed	Young
Hawley	Rosen	

NOT VOTING—5

Coons	Manchin	Vance
Cotton	Scott (FL)	

The PRESIDING OFFICER (Ms. CORTEZ MASTO). On this vote, the yeas are 39, the nays are 56. The motion is not agreed to.

The motion was rejected.

EXECUTIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will resume executive session.

CLOTURE MOTION

The PRESIDING OFFICER. Pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will state.

The senior assistant legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 787, Byron B. Conway, of Wisconsin, to be United States District Judge for the Eastern District of Wisconsin.

Charles E. Schumer, Richard J. Durbin, Ben Ray Lujan, Benjamin L. Cardin, Jack Reed, Sheldon Whitehouse, Jeanne Shaheen, Tim Kaine, Chris Van Hollen, Tina Smith, Christopher A. Coons, Margaret Wood Hassan, Richard Blumenthal, Tammy Duckworth, Tammy Baldwin, Martin Heinrich, Alex Padilla.

The PRESIDING OFFICER. By unanimous consent, the mandatory quorum call has been waived.

The question is, Is it the sense of the Senate that debate on the nomination of Byron B. Conway, of Wisconsin, to be United States District Judge for the Eastern District of Wisconsin, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Delaware (Mr. COONS) and the Senator from Hawaii (Mr. SCHATZ) are necessarily absent.

Mr. THUNE. The following Senators are necessarily absent: the Senator from Arkansas (Mr. COTTON), the Senator from Florida (Mr. SCOTT), and the Senator from Ohio (Mr. VANCE).

The yeas and nays resulted—yeas 58, nays 37, as follows:

[Rollcall Vote No. 253 Ex.]

YEAS—58

Baldwin	Hassan	Reed
Bennet	Heinrich	Romney
Blumenthal	Helmy	Rosen
Booker	Hickenlooper	Sanders
Braun	Hirono	Schumer
Brown	Johnson	Shaheen
Butler	Kaine	Sinema
Cantwell	Kelly	Smith
Capito	King	Stabenow
Cardin	Klobuchar	Tester
Carper	Lujan	Tillis
Casey	Manchin	Van Hollen
Collins	Markey	Warner
Cortez Masto	Merkley	Warnock
Cramer	Murkowski	Warren
Duckworth	Murphy	Welch
Durbin	Murray	Whitehouse
Fetterman	Ossoff	Wyden
Gillibrand	Padilla	
Graham	Peters	

NAYS—37

Barrasso	Hagerty	Ricketts
Blackburn	Hawley	Risch
Boozman	Hoeven	Rounds
Britt	Hyde-Smith	Rubio
Budd	Kennedy	Schmitt
Cassidy	Lankford	Scott (SC)
Cornyn	Lee	Sullivan
Crapo	Lummis	Thune
Cruz	Marshall	Tuberville
Daines	McConnell	Wicker
Ernst	Moran	Young
Fischer	Mullin	
Grassley	Paul	

NOT VOTING—5

Coons	Schatz	Vance
Cotton	Scott (FL)	

The PRESIDING OFFICER (Mr. HELMY). On this vote, the yeas are 58, the nays are 37.

The motion is agreed to.

The Senator from Delaware.

UNANIMOUS CONSENT REQUEST—EXECUTIVE CALENDAR

Mr. CARPER. Mr. President, the Office of Government Ethics is an Agency that independently works to oversee the executive branch's ethics program. The Director serves a term of 5 years in this instance, leading work that prevents financial conflicts of interest and ensures that the executive branch, regardless of political party, holds itself to the highest ethical standards.

Our Nation has been without a Senate-confirmed Director to this critical Agency for more than a year. I will say that again: more than a year. But, fortunately, we have a highly qualified nominee for this post, one who has received support from both Democrat and Republican Senators, including Senators on the Senate Committee on Homeland Security and Governmental Affairs, which I used to chair.

Since 2016, David Huitema has served as the Assistant Legal Adviser for Ethics and Financial Disclosure at the De-

partment of State. In this role, he has the responsibility of managing the Department's ethics program. Previously, he served as an attorney-adviser at the Department of State, worked in private practice for several years, and completed a clerkship at the U.S. Court of Appeals for the 11th Circuit.

Mr. Huitema has a deep and thorough knowledge of the law and of ethics compliance in addition to his range of experience at the State Department and in private practice. I have no doubt that his skills and his experience will enable him to effectively lead the Office of Government Ethics.

Mr. President, I ask unanimous consent that the Senate consider the following nomination: Calendar No. 620, David Huitema, of Maryland, to be Director of the Office of Government Ethics for a term of five years; that the Senate vote on the nomination without intervening action or debate; that, if confirmed, the motion to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's action.

The PRESIDING OFFICER. Is there objection?

The Senator from Utah.

Mr. LEE. Mr. President, reserving the right to object, directing the Office of Government Ethics is an important position due to the Office's role in aiding the President with the nominations process and assistance to the Senate in evaluating potential conflicts of interest for Presidential nominations.

This point was, of course, made clear in Mr. Huitema's HSGAC hearing, as he testified to the committee that nominee vetting would be not just a priority but priority one for the Office of Government Ethics and would dominate the next year, meaning the year that is about to arrive.

Given the fact that this position serves, once confirmed, for a 5-year term, it is also important for us to remember that we are now just a few weeks away from a Presidential election, a Presidential election that will determine who will serve as President of the United States for the next 4 years. So in light of that, we should wait to see who is elected before confirming this person to a 5-year term.

It is concerning to me that during his hearing before the Homeland Security and Governmental Affairs Committee, Mr. Huitema left open the possibility of supporting a partisan policy, a partisan approach, from a nonpartisan position, one that can be used as a means of further weaponizing our government against officials who might be appointed, should President Trump win, in a Republican administration. Individuals responsible with directing the Office of Government Ethics must not engage, promote, or tolerate partisan lawfare.

Particularly in the midst of unprecedented lawfare and political weaponization of the U.S. Government against Donald Trump by the Biden-Harris administration, I have got grave

concerns that have led me to oppose their partisan nominees and policies considered in this Chamber, particularly between now and the election. The Biden-Harris administration forfeited that courtesy when they decided that they wanted to govern more like a banana republic than the United States of America.

Now, after these two assassination attempts that we have seen so far on Donald Trump, continued lawfare by Democrats at both State and national levels and unacceptable rhetoric from Vice President HARRIS, who has brought foreign leaders to campaign for her in a key battleground State, it is clear that they have changed their tune. And so I am not going to change my tune.

We have to remember that the President of the United States, at any given moment, for constitutional purposes, is the executive branch, is the living embodiment of the executive branch. This is an office that really ought to be filled at least with Members being allowed to take into account the outcome of a coming Presidential election. With that Presidential election just weeks away, there is no reason this has to be done today. In fact, there are very, very good reasons for us not to do it today.

Let's take this up after the Presidential election. That is the appropriate time to raise this. If Mr. Huitema is willing to further clarify his position and the next sitting President appoints him to fill the position, I am happy to revisit this question. Until then, I object.

The PRESIDING OFFICER. The objection is heard.

The Senator from Michigan.

UNANIMOUS CONSENT REQUESTS—EXECUTIVE CALENDAR

Mr. PETERS. Mr. President, shortly, I will ask for unanimous consent to confirm Rahkel Bouchet and John Truong to be associate judges for the District of Columbia Superior Court. The DC Superior Court functions as the State-level trial court in the Nation's Capital. Vacancies on the superior court bench have been straining the court, delaying justice for individuals and families all across the District.

Judge Bouchet and Mr. Truong each have the expertise and the temperament needed to serve on the superior court and are committed to serving the people of the District of Columbia.

Judge Bouchet has served as a magistrate judge for the District of Columbia's Superior Court since 2016 and is currently the deputy presiding magistrate judge. Prior to joining the bench, Judge Bouchet served as a clinical law professor and spent over 15 years in private practice, focusing on family and criminal law.

Mr. Truong is currently a Deputy Chief in the Civil Division of the U.S. Attorney's Office for the District of Columbia, where he has served since 2013. He previously served as assistant U.S. attorney in the office's Criminal Divi-

sion, where he prosecuted misdemeanor and felony crimes in the DC Superior Court.

Mr. President, these are not controversial nominees. They were vetted and recommended to the President by an independent local commission and received bipartisan support in my committee. In fact, former President Trump has also nominated Judge Bouchet and Mr. Truong to serve on the DC Superior Court.

The people of the District deserve to have the empty seats on the superior court filled by qualified judges, and I urge my colleagues to join me in supporting these nominees.

Mr. President, I ask unanimous consent that the Senate consider the following nomination: Calendar No. 770, Rahkel Bouchet, 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; that the Senate vote on the nomination without intervening action or debate; that, if confirmed, the motion to reconsider be considered made and laid upon the table, and the President be immediately notified of the Senate's action.

The PRESIDING OFFICER. Is there objection?

The Senator from Tennessee.

Mr. HAGERTY. I object.

The PRESIDING OFFICER. Objection is heard.

The Senator from Michigan.

Mr. PETERS. Mr. President, I ask unanimous consent that the Senate consider the following nomination: Calendar No. 771, John Cuong Truong, 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; that the Senate vote on the nomination without intervening action or debate; that, if confirmed, the motion to reconsider be considered made and laid upon the table, and the President be immediately notified of the Senate's action.

The PRESIDING OFFICER. Is there objection?

The Senator from Tennessee.

Mr. HAGERTY. Mr. President, I object. Reserving the right to object, this summer, several of us made clear that, given the unprecedented lawfare by the Biden-Harris administration against President Trump, we will not consent to fast-tracking any judicial nominees before the coming election, and we are keeping our word on that.

If Democrats truly want these nominees confirmed, Senator SCHUMER can schedule them for votes. The truth is, they don't care enough about these nominations to do that so they are trying to confirm them this way, with the fast-track process.

Look, I have firsthand experience with this process. In 2017, Senate Democrats forced floor votes and 30 hours of postcloture time on my confirmation to be U.S. Ambassador to Japan under President Trump. So I am not standing in the way of confirma-

tion. As promised, though, I will not fast-track judicial confirmations before the election, when the American people will get a chance to reject the politicized administration of justice that is occurring here in America right now. We clearly stated this position, and now we are following through on it. Therefore, I object.

The PRESIDING OFFICER. The objection is heard.

The Senator from Michigan.

EXECUTIVE CALENDAR

Mr. PETERS. Mr. President, shortly, I will ask for unanimous consent to confirm Ann Fisher and Ashley Poling to serve as Commissioners on the Postal Regulatory Commission, or the PRC.

The PRC is an independent Agency that serves as the Postal Services regulator, providing oversight as well as accountability. This bipartisan Commission is most effective with a full complement of Commissioners who have diverse perspectives but who are all committed to ensuring the transparency and accountability of the Postal Service.

Ann Fisher and Ashley Poling have both served as PRC Commissioners since 2019, and they have both demonstrated their commitment to robust oversight of the Postal Service. These are not controversial nominees. They are both dedicated public servants with deep expertise of the Postal Service. Both were previously nominated to the PRC by former President Trump, and they were unanimously confirmed by the Senate. They also received strong bipartisan support in my committee for their renominations, and I would urge my colleagues to join me in confirming these well-qualified nominees.

Mr. President, I ask unanimous consent that the Senate consider the following nominations en bloc for the Postal Regulatory Commission: Calendar No. 772, Ann C. Fisher, and Calendar No. 773, Ashley Jay Elizabeth Poling; that the Senate vote on the nominations en bloc without intervening action or debate; that the motions to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's action.

The PRESIDING OFFICER. Without objection, it is so ordered.

The question is, Will the Senate advise and consent to the nominations of Ann C. Fisher, of South Dakota, to be a Commissioner of the Postal Regulatory Commission for a term expiring October 14, 2030 (Reappointment), and Ashley Jay Elizabeth Poling, of North Carolina, to be a Commissioner of the Postal Regulatory Commission for a term expiring November 22, 2030 (Reappointment)?

The nominations were confirmed en bloc.

The PRESIDING OFFICER. The Senator from Utah.

UNANIMOUS CONSENT REQUEST—H.R. 8281

Mr. LEE. Mr. President, the Democrats' talking points against the SAVE

big tax prep companies who overcharge them and give away their data.

My view is, it makes no sense to create an even larger double standard—a life sentence for nonviolent offenders. That seems disproportionate to the whole concept of potentially zero penalty for big corporations that leak all the time.

Second, let's talk about the system this proposal would protect. It is a system that allows the people at the very, very top to pay what they want, when they want to, and, often, sometimes nothing at all for years on end. Some of the wealthiest folks—the people at the very top—pay zero for years on end, including the ex-President.

So my view is the American people ought to have more information about the tax schemes the ultrawealthy are playing, not less.

I want to make it clear, again, I take a backseat to no one when it comes to protecting taxpayer data. But the tax games of the ultrawealthy are not a state secret that ought to be protected like the nuclear codes. The Congress ought to be doing more for tax transparency. I am happy to have that discussion.

Meanwhile, the Senate should not go out of its way to help the system that helps the ultrawealthy hide in the shadows and dodge paying their fair share.

For those reasons, I object.

The PRESIDING OFFICER. Objection is heard.

The Senator from Louisiana.

Mr. KENNEDY. Madam President, I thank my friend RON for his point of view. I hope we can sit down and talk about this and perhaps work something out because this bill is not about changing the tax rate; it is just about everybody's tax return is their own business.

I also thank, Madam President, your courtesy and time and attention in this matter.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk called the roll.

Mr. OSSOFF. Madam President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### LIEUTENANT OSVALDO ALBARATI STOPPING PRISON CONTRABAND ACT

Mr. OSSOFF. Madam President, as if in legislative session, I ask unanimous consent that the Senate proceed to the immediate consideration of S. 5284, the Lieutenant Osvaldo Albarati Stopping Prison Contraband Act, introduced earlier today.

The PRESIDING OFFICER. Without objection, it is so ordered.

The clerk will report the bill by title. The legislative clerk read as follows:

A bill (S. 5284) to increase the penalty for prohibited provision of a phone in a correctional facility, and for other purposes.

There being no objection, the Senate proceeded to consider the bill.

Mr. OSSOFF. I ask unanimous consent that the bill be considered read a third time.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill was ordered to be engrossed for a third reading and was read the third time.

Mr. OSSOFF. I know of no further debate on the bill.

The PRESIDING OFFICER. If there is no further debate on the bill, the bill having been read the third time, the question is, Shall the bill pass?

The bill (S. 5284) was passed as follows:

S. 5284

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Lieutenant Osvaldo Albarati Stopping Prison Contraband Act".

#### SEC. 2. PROHIBITED PROVISION OF A PHONE.

Section 1791(b) of title 18, United States Code, is amended—

(1) by redesignating paragraphs (4) and (5) as paragraphs (5) and (6), respectively;

(2) by inserting after paragraph (3) the following:

"(4) in the case of a violation of subsection (a)(1), imprisonment for not more than 2 years, or both, if the object is specified in subsection (d)(1)(F) of this section;" and

(3) in paragraph (5), as so redesignated, by inserting ", in the case of a violation of subsection (a)(2)," before "(d)(1)(F)".

#### SEC. 3. REVIEW OF POLICIES.

Not later than 1 year after the date of enactment of this Act, the Director of the Bureau of Prisons shall—

(1) conduct a review of the policies of the Bureau of Prisons pertaining to inmates who make, possess, obtain, or attempt to make or obtain a prohibited object, as defined in section 1791(d)(1) of title 18, United States Code; and

(2) update those policies as needed to improve protections for incarcerated individuals and staff.

Mr. OSSOFF. I ask unanimous consent that the motion to reconsider be considered made and laid upon the table.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. OSSOFF. I yield the floor.

The PRESIDING OFFICER (Ms. KLOBUCHAR). The majority leader.

#### UNANIMOUS CONSENT AGREEMENT—EXECUTIVE CALENDAR

Mr. SCHUMER. Madam President, I ask unanimous consent that the cloture motion with respect to the Perry nomination be withdrawn; further, that the Senate vote on confirmation of the Perry nomination at 5:30 p.m. on Tuesday, November 12.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### LEGISLATIVE SESSION

Mr. SCHUMER. Madam President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

#### EXECUTIVE SESSION

#### EXECUTIVE CALENDAR

Mr. SCHUMER. Madam President, I move to proceed to executive session to consider Calendar No. 788.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of Jonathan E. Hawley, of Illinois, to be United States District Judge for the Central District of Illinois.

#### CLOTURE MOTION

Mr. SCHUMER. Madam President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 788, Jonathan E. Hawley, of Illinois, to be United States District Judge for the Central District of Illinois.

Charles E. Schumer, Richard J. Durbin, Ben Ray Lujan, Benjamin L. Cardin, Jack Reed, Sheldon Whitehouse, Jeanne Shaheen, Tim Kaine, Chris Van Hollen, Tina Smith, Christopher A. Coons, Margaret Wood Hassan, Richard Blumenthal, Tammy Duckworth, Tammy Baldwin, Martin Heinrich, Alex Padilla.

#### LEGISLATIVE SESSION

Mr. SCHUMER. Madam President, I move to proceed to legislative session.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

#### EXECUTIVE SESSION

#### EXECUTIVE CALENDAR

Mr. SCHUMER. Madam President, I move to proceed to executive session to consider Calendar No. 620.

The PRESIDING OFFICER. The question is on agreeing to the motion.

The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of David Huitema, of Maryland, to be Director of the Office of Government Ethics for a term of five years.

#### CLOTURE MOTION

Mr. SCHUMER. Madam President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

**CLOTURE MOTION**

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 620, David Huitema, of Maryland, to be Director of the Office of Government Ethics for a term of five years.

Charles E. Schumer, Gary C. Peters, Peter Welch, Debbie Stabenow, Tina Smith, Richard Blumenthal, Robert P. Casey, Jr., Tammy Duckworth, Patty Murray, Jack Reed, Tammy Baldwin, Tim Kaine, Margaret Wood Hassan, Christopher Murphy, Brian Schatz, Catherine Cortez Masto, Benjamin L. Cardin, Alex Padilla.

**LEGISLATIVE SESSION**

Mr. SCHUMER. Madam President, I move to proceed to legislative session. The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

**EXECUTIVE SESSION**

**EXECUTIVE CALENDAR**

Mr. SCHUMER. Madam President, I move to proceed to executive session to consider Calendar No. 714.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of Cathy Fung, of California, to be a Judge of the United States Tax Court for a term of fifteen years.

**CLOTURE MOTION**

Mr. SCHUMER. Madam President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

**CLOTURE MOTION**

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 714, Cathy Fung, of California, to be a Judge of the United States Tax Court for a term of fifteen years.

Charles E. Schumer, Debbie Stabenow, Jack Reed, Michael F. Bennet, Tim Kaine, Laphonza R. Butler, Angus S. King, Jr., Richard J. Durbin, Tina Smith, Catherine Cortez Masto, Richard Blumenthal, Maria Cantwell, Patty Murray, Jeanne Shaheen, Alex Padilla, Mazie Hirono, Chris Van Hollen.

Mr. SCHUMER. I ask unanimous consent that the mandatory quorum calls for the cloture motions filed today, September 25, be waived.

The PRESIDING OFFICER. Without objection, it is so ordered.

**EXECUTIVE CALENDAR**

Mr. SCHUMER. Madam President, I ask unanimous consent that the Sen-

ate proceed to the consideration of PN587; that the nominations be confirmed; 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 to the nominations; that any related statements be printed in the Record; and that the President be immediately notified of the Senate's actions.

The PRESIDING OFFICER. Without objection, it is so ordered.

The nominations considered and confirmed en bloc are as follows:

**IN THE FOREIGN SERVICE**

PN587 FOREIGN SERVICE nominations (2) beginning John R. Bass, II, and ending Brian A. Nichols, which nominations were received by the Senate and appeared in the Congressional Record of May 2, 2023.

**EXECUTIVE CALENDAR**

Mr. SCHUMER. Madam President, I ask unanimous consent that the Senate consider the following nominations en bloc: Calendar No. 713, Calendar No. 715; that the Senate vote on the nominations en bloc without intervening action or debate; that the motions to reconsider be considered made and laid upon the table; and that the President be immediately notified of the Senate's actions.

The PRESIDING OFFICER. Without objection, it is so ordered.

The question is, Will the Senate advise and consent to the nominations of Jeffrey Samuel Arbeit, of the District of Columbia, to be a Judge of the United States Tax Court for a term of fifteen years, and Benjamin A. Guider III, of Louisiana, to be a Judge of the United States Tax Court for a term of fifteen years?

The nominations were confirmed en bloc.

**LEGISLATIVE SESSION**

**MORNING BUSINESS**

Mr. SCHUMER. Madam President, I ask unanimous consent that the Senate proceed to legislative session and be in a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

The PRESIDING OFFICER. Without objection, it is so ordered.

**TRIBUTE TO RABBI DAVID SAPERSTEIN**

Mr. SCHUMER. Madam President, I come to the floor to honor a great New Yorker, a great American, and one of the greatest Jewish leaders in our country's history: Rabbi David Saperstein. This year marks his 50th anniversary at the Religious Action Center, a milestone of immense distinction and honor.

It is not possible to summarize in a single statement the breadth and depth of Rabbi Saperstein's accomplish-

ments. He is, of course a rabbi. But he is also an advocate at heart. He is a lawyer. A teacher. A diplomat who served as ambassador. He is a religious leader and a mentor to countless people over the years, of all faiths and persuasions.

But if we had to pick just one thing, it would be this: Rabbi Saperstein has always been a voice for justice and progress and decency for people around the world.

As the director of the Religious Action Center for over 40 years, he was one of Reform Judaism's greatest champions in the Halls of Congress and within the Federal Government. In his own words, he carried out this role with a mission to "make real the Jewish prophetic ideals of justice, peace, freedom, equality and compassion, in America, in Israel, in the lives of human beings everywhere."

Rabbi Saperstein is also the first rabbi in American history to serve as U.S. Ambassador-at-Large for International Religious Freedom, selected by President Obama in 2014. He advised both the President and Secretary Kerry on promoting the rights of religious minorities around the world. After serving in government, he continued his service as president of the World Union for Progressive Judaism. Today, he also serves on the Advisory Committee on Human Trafficking.

It is rare for a single person to accomplish so much and hold so many leadership positions in one lifetime. But it is even rarer to see the profound decency and thirst for justice that has motivated Rabbi Saperstein at every step of his life. Our country is blessed through his life. Jewish Americans are better off because of his good works. And Americans of all walks of life are better off because of the service, the vision, and legacy of Rabbi Saperstein.

So, on behalf of a grateful Senate, I congratulate the rabbi for celebrating 50 years with the Religious Action Center.

**TRIBUTE TO DR. NANCY COX**

Mr. McCONNELL. Madam President, I rise today to congratulate my friend Dr. Nancy Cox, dean of the University of Kentucky's College of Agriculture, Food, and Environment, on her upcoming retirement. As she prepares to step down from the helm, I ask my colleagues to join me in recognizing this distinguished Kentuckian and her 20-plus years of service to the Commonwealth.

A graduate of Furman University, the University of Georgia, and North Carolina State University, Nancy made her bones researching animal physiology. She launched her career at Mississippi State before joining the ranks of faculty leadership at UK's College of Agriculture as associate dean for research. To the great fortune of our flagship university, Nancy never left.

Serving as dean of the college of agriculture since 2014, Nancy led the school

to inspire the moral courage needed to secure the freedom of Americans taken captive abroad, prevent future hostage-taking, and promote journalist safety;

Whereas the Foley Foundation participated in the National Counter Terrorism Center task force, ordered by President Barack Obama to evaluate United States hostage policy and engagement with families of those held captive;

Whereas, on June 24, 2015, President Obama issued Presidential Policy Directive 30, which committed to “achieving the safe and rapid recovery of U.S. nationals taken hostage outside the United States” and established the current United States hostage enterprise, which includes the Hostage Response Group (HRG) at the National Security Council, the Special Presidential Envoy for Hostage Affairs (SPEHA), and the Hostage Recovery Fusion Cell (HRFC) that together pursue recovery strategies, support returned hostages and families of current hostages, and coordinate the use of diplomatic, law enforcement, intelligence, and military capabilities to resolve international hostage-takings;

Whereas the Foley Foundation has worked since 2014, in collaboration with the United States Government’s hostage enterprise and families of United States nationals taken hostage abroad by terrorists or criminals and those wrongfully detained by nation states to help reunite families;

Whereas, in 2019, after negotiating the release of a United States citizen wrongfully detained in Iran, President Trump reiterated that “the highest priority of the United States is the safety and well-being of its citizens. Freeing Americans held captive is of vital importance to my Administration, and we will continue to work hard to bring home all our citizens wrongfully held captive overseas,” and in 2023, upon negotiating the release of five Americans held in Iran, President Biden said that “reuniting wrongfully detained Americans with their loved ones has been a priority for my Administration since day one”;

Whereas, since 2019, the Foley Foundation has annually published research in the “Bringing Americans Home” report, which evaluates the experiences of American families with a loved one held captive abroad, returned hostages and detainees, and government and nongovernment experts;

Whereas, in December 2020, Congress passed, and President Trump reaffirmed the United States commitment to bringing home American citizens by signing into law the Robert Levinson Hostage Recovery and Hostage-Taking Accountability Act (22 U.S.C. 1741 et seq.) to prioritize and provide assistance to Americans wrongfully detained abroad and to their family members;

Whereas, in September 2021, Alexandra Kotey pleaded guilty to eight counts of kidnapping, torture, and accessory to murder of four Americans, including James Wright Foley, Kayla Jean Mueller, Steven Joel Sotloff, and Peter Edward Kassig;

Whereas, on August 19, 2022, the Department of Justice convicted former British jihadist, El Shafee ElSheik in Federal Court in the Eastern District of Virginia for the kidnapping, torture, and murder of Americans Sotloff, Kassig, Mueller, and Foley, as well as three British citizens;

Whereas, under Democratic and Republican presidents, the United States has suc-

cessfully freed more than 120 Americans from unjust captivity abroad;

Whereas President Joe Biden’s July 2022 Executive Order 14078 (relating to bolstering efforts to bring hostages and wrongfully detained United States nationals home) declared that hostage taking and the wrongful detention of United States nationals constitute an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States; and

Whereas the targeting of United States nationals for use as political pawns by nation states is a grave threat to the security of United States nationals traveling abroad, seeks to hold the United States Government hostage, and strains international stability; Now, therefore, be it

*Resolved*, That the Senate—

(1) stands with all those who have been taken hostage or wrongfully detained, those who have been released, and the families and friends who fight for their freedom;

(2) prioritizes the return of all innocent United States nationals targeted for kidnapping or wrongful detention abroad and will continue to take all necessary steps to secure the release of Americans and deter our adversaries from using Americans as tools for their geopolitical ambitions;

(3) acknowledges the need to continue working with allies and partners to develop a coordinated approach to deter and prevent international hostage-taking;

(4) condemns the practice of targeting and wrongfully detaining Americans in order to threaten American sovereignty and interfere with United States foreign policy;

(5) supports efforts to ensure that the United States Government hostage enterprise is properly resourced and authorized to address the evolving dynamic of hostage-taking and wrongful detention, including through the Hostage Response Group at the National Security Council, the Hostage Recovery Fusion Cell, the Special Presidential Envoy for Hostage Affairs, and supporting departments and agencies to speed the safe return of United States nationals held hostage abroad and deter future hostage-taking;

(6) commends the personnel, past and present, of the hostage enterprise who have endeavored to faithfully execute the mission of recovering Americans unjustly held captive abroad; and

(7) recognizes August 19, 2014, as a solemn remembrance of this national security threat and the United States Government’s sacred obligation to protect United States nationals abroad from being taken captive unjustly.

#### ORDERS FOR FRIDAY, SEPTEMBER 27, 2024, THROUGH TUESDAY, NOVEMBER 12, 2024

Mr. SCHUMER. Madam President, I ask unanimous consent that when the Senate completes its business today, it adjourn under the provisions of S. Res. 888 to then convene for pro forma sessions only, with no business being conducted, on the following dates and times: Friday, September 27, at 10 a.m.; Tuesday, October 1, at 1 p.m.; Friday, October 4 at 10 a.m.; Tuesday, October 8, at 2:30 p.m.; Friday, October 11, at 8:30 a.m.; Tuesday, October 15, at 1:30 p.m.; Friday, October 18, at 10 a.m.;

Tuesday, October 22, at 8 a.m.; Friday October 25, at 10:30 a.m.; Tuesday, October 29, at 9:30 a.m.; Friday, November 1, at 11:30 a.m.; Monday, November 4, at 11 a.m.; Wednesday, November 6, at 12 noon; and Friday, November 8, at 12 noon; further, that when the Senate adjourns on Friday, November 8, it stand adjourned until 3 p.m. on Tuesday, November 12; that on Tuesday, following the prayer and pledge, the Journal of proceedings be approved to date, the morning hour be deemed expired, the time for the two leaders be reserved for their use later in the day, and morning business be closed; that following the conclusion of morning business, the Senate proceed to executive session to resume consideration of the Perry nomination; further, that if any nominations are confirmed during Tuesday’s session, the motions to reconsider be considered made and laid upon the table, and the President be immediately notified of the Senate’s action; further, that the cloture motions filed during today’s session ripen on Wednesday, November 13.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### ADJOURNMENT UNTIL FRIDAY, SEPTEMBER 27, 2024, AT 10 A.M.

Mr. SCHUMER. If there is no further business to come before the Senate, I ask that it stand adjourned under the previous order.

There being no objection, under the previous order and pursuant to S. Res. 888, as a further mark of respect for the late James Ralph Sasser, former Senator from Tennessee, the Senate, at 9:48 p.m., adjourned until Friday, September 27, 2024, at 10 a.m.

#### CONFIRMATIONS

Executive nominations confirmed by the Senate September 25, 2024:

##### UNITED STATES TAX COURT

JEFFREY SAMUEL ARBEIT, OF THE DISTRICT OF COLUMBIA, TO BE A JUDGE OF THE UNITED STATES TAX COURT FOR A TERM OF FIFTEEN YEARS.

BENJAMIN A. GUIDER III, OF LOUISIANA, TO BE A JUDGE OF THE UNITED STATES TAX COURT FOR A TERM OF FIFTEEN YEARS.

##### POSTAL REGULATORY COMMISSION

ANN C. FISHER, OF SOUTH DAKOTA, TO BE A COMMISSIONER OF THE POSTAL REGULATORY COMMISSION FOR A TERM EXPIRING OCTOBER 14, 2030.

ASHLEY JAY ELIZABETH POLING, OF NORTH CAROLINA, TO BE A COMMISSIONER OF THE POSTAL REGULATORY COMMISSION FOR A TERM EXPIRING NOVEMBER 22, 2030.

##### THE JUDICIARY

BYRON B. CONWAY, OF WISCONSIN, TO BE UNITED STATES DISTRICT JUDGE FOR THE EASTERN DISTRICT OF WISCONSIN.

##### FOREIGN SERVICE

FOREIGN SERVICE NOMINATIONS BEGINNING WITH JOHN R. BASS II AND ENDING WITH BRIAN A. NICHOLS, WHICH NOMINATIONS WERE RECEIVED BY THE SENATE AND APPEARED IN THE CONGRESSIONAL RECORD ON MAY 2, 2023.

Senate adjourn, to then convene for pro forma sessions only, with no business being conducted, on the following dates and times, and that following each pro forma session, the Senate adjourn until the next pro forma session: Friday, September 27, 2024, at 10 a.m.; Tuesday, October 1, 2024, at 1 p.m.; Friday, October 4, 2024, at 10 a.m.; Tuesday, October 8, 2024, at 2:30 p.m.; Friday, October 11, 2024, at 8:30 a.m.; Tuesday, October 15, 2024, at 1:30 p.m.; Friday, October 18, 2024, at 10 a.m.; Tuesday, October 22, 2024, at 8 a.m.; Friday, October 25, 2024, at 10:30 a.m.; Tuesday, October 29, 2024, at 9:30 a.m.; Friday, November 1, 2024, at 11:30 a.m.; Monday, November 4, 2024, at 11 a.m.; Wednesday, November 6, 2024, at 12 noon; and Friday, November 8, 2024, at 12 noon; and that when the Senate adjourns on Friday, November 8, 2024, it next convene at 3 p.m., on Tuesday, November 12, 2024.

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**Perry Nomination—Agreement:** Senate continued consideration of the nomination of April M. Perry, of Illinois, to be United States District Judge for the Northern District of Illinois.

Pages S6408–15

A unanimous-consent agreement was reached providing that the motion to invoke cloture with respect to the nomination be withdrawn; and that Senate vote on confirmation of the nomination at 5:30 p.m., on Tuesday, November 12, 2024.

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A unanimous-consent agreement was reached providing that at approximately 3 p.m., on Tuesday, November 12, 2024, Senate resume consideration of the nomination; and that the motions to invoke cloture filed during the session of the Senate of Wednesday, September 25, 2024, ripen on Wednesday, November 13, 2024.

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**Hawley Nomination—Cloture:** Senate began consideration of the nomination of Jonathan E. Hawley, of Illinois, to be United States District Judge for the Central District of Illinois.

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A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, and pursuant to the unanimous-consent agreement of Wednesday, September 25, 2024, a vote on cloture will occur on Wednesday, November 13, 2024.

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Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session.

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Senate agreed to the motion to proceed to Executive Session to consider the nomination.

Page S6415

**Huitema Nomination—Cloture:** Senate began consideration of the nomination of David Huitema, of

Maryland, to be Director of the Office of Government Ethics.

Pages S6415–16

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Jonathan E. Hawley, of Illinois, to be United States District Judge for the Central District of Illinois.

Pages S6415–16

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session.

Page S6415

Senate agreed to the motion to proceed to Executive Session to consider the nomination.

Page S6415

**Fung Nomination—Cloture:** Senate began consideration of the nomination of Cathy Fung, of California, to be a Judge of the United States Tax Court.

Page S6416

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of David Huitema, of Maryland, to be Director of the Office of Government Ethics.

Page S6416

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session.

Page S6416

Senate agreed to the motion to proceed to Executive Session to consider the nomination.

Page S6416

**Nominations Confirmed:** Senate confirmed the following nominations:

By 58 yeas to 37 nays (Vote No. EX. 254), Byron B. Conway, of Wisconsin, to be United States District Judge for the Eastern District of Wisconsin.

Pages S6387–96, S6397–98, S6404–05

During consideration of this nomination today, Senate also took the following action:

By 58 yeas to 37 nays (Vote No. EX. 253), Senate agreed to the motion to close further debate on the nomination.

Page S6397

Ann C. Fisher, of South Dakota, to be a Commissioner of the Postal Regulatory Commission for a term expiring October 14, 2030.

Ashley Jay Elizabeth Poling, of North Carolina, to be a Commissioner of the Postal Regulatory Commission for a term expiring November 22, 2030.

Jeffrey Samuel Arbeit, of the District of Columbia, to be a Judge of the United States Tax Court for a term of fifteen years.

Benjamin A. Guider III, of Louisiana, to be a Judge of the United States Tax Court for a term of fifteen years.

**From:** [Grant Anderson](#)  
**To:** [Shelley K. Finlayson](#)  
**Cc:** [Diana Veilleux](#)  
**Subject:** RE: HSGAC Nomination Hearing Record  
**Date:** Thursday, September 26, 2024 5:44:30 PM

---

Yes – will do.

---

**From:** Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>  
**Sent:** Thursday, September 26, 2024 5:31 PM  
**To:** Grant Anderson <[ganderso@oge.gov](mailto:ganderso@oge.gov)>  
**Cc:** Diana Veilleux <[djveille@oge.gov](mailto:djveille@oge.gov)>  
**Subject:** RE: HSGAC Nomination Hearing Record

You are excellent at finding very helpful materials.

Will you please reach out to Claudine and find out whether they are going to provide us/him a copy for review and opportunity to correct or whether they just publish what is captured?

---

**From:** Grant Anderson <[ganderso@oge.gov](mailto:ganderso@oge.gov)>  
**Sent:** Thursday, September 26, 2024 5:26 PM  
**To:** Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>; Diana Veilleux <[djveille@oge.gov](mailto:djveille@oge.gov)>  
**Subject:** RE: HSGAC Nomination Hearing Record

No, I didn't. I was just curious if it was available yet anywhere, and searched <https://govinfo.gov/> for "Huitema" and found it ([here](#)).

---

**From:** Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>  
**Sent:** Thursday, September 26, 2024 5:21 PM  
**To:** Grant Anderson <[ganderso@oge.gov](mailto:ganderso@oge.gov)>; Diana Veilleux <[djveille@oge.gov](mailto:djveille@oge.gov)>  
**Subject:** RE: HSGAC Nomination Hearing Record

Hi Grant –

Did you receive a version of this from Claudine for him to review? Usually, the committee provides him (via us) an opportunity to review and correct any errors in the transcript of his statement/s.

Best,  
Shelley

---

**From:** Grant Anderson <[ganderso@oge.gov](mailto:ganderso@oge.gov)>  
**Sent:** Thursday, September 26, 2024 5:15 PM  
**To:** Diana Veilleux <[djveille@oge.gov](mailto:djveille@oge.gov)>; Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>  
**Subject:** HSGAC Nomination Hearing Record

Please see ([here](#), 160 pages, S. Hrg. 118–275) for:

- [118th Congress - Testimony of David Huitema on his Nomination \(PDF\)](#)
  - FYI – this file size is very large (89 MB), so it can't be sent via email as an attachment.

**(b)(5)**

**From:** [Grant Anderson](#)  
**To:** (b)(6) senate POC  
**Cc:** [Diana Veilleux](#); [Shelley K. Finlayson](#)  
**Subject:** Quick Question  
**Date:** Friday, September 27, 2024 12:16:49 PM

---

Claudine,

Hope things are going well!

I recently saw the hearing testimony for the OGE Director nominee posted here:

<https://www.govinfo.gov/app/details/CHRG-118shrg55524/CHRG-118shrg55524>

<https://www.govinfo.gov/content/pkg/CHRG-118shrg55524/pdf/CHRG-118shrg55524.pdf>

Does HSGAC provide us with a copy of the statement transcript for Mr. Huitema's review/opportunity to correct, or does the Committee just publish what is captured?

Best,

Grant

Grant Anderson  
Assistant Counsel  
Legal, External Affairs and Performance Branch  
Program Counsel Division  
U.S. Office of Government Ethics  
(202) 482-9318  
[Grant.Anderson@oge.gov](mailto:Grant.Anderson@oge.gov)

*Visit OGE's website: [www.oge.gov](http://www.oge.gov)*

*Follow OGE @OfficeGovEthics*

**From:** [Director of OGE](#)  
**To:** (b)(6) David Hultema email address  
**Subject:** Welcome Letter from OGE's Acting Director Shelley Finlayson  
**Date:** Tuesday, October 8, 2024 10:03:50 AM  
**Attachments:** [State \(Sfraga\).pdf](#)  
[State \(Taylor\).pdf](#)

---

Attachments released below

Good morning:

Attached are welcome letters from OGE's Acting Director Shelley Finlayson for:

- Ambassador Sfraga
- Legal Adviser Taylor

Please provide a copy of the letter to the addressee.

Thank you.

*Gwendolyn Cannon-Jenkins*

US Office of Government Ethics  
Program Support Specialist  
Administrative Operations Branch  
250 E Street, SW  
Suite 750  
Washington, DC 20024

(e) [gcannon@oge.gov](mailto:gcannon@oge.gov)

(p)(202) 482-9219

Visit OGE's website: [www.oge.gov](http://www.oge.gov)

Follow OGE on Twitter: @OfficeGovEthics



October 8, 2024

The Honorable Michael Sfraga  
Ambassador at Large for Arctic Affairs  
Department of State  
2201 C Street, NW  
Washington, DC 20502

Dear Ambassador Sfraga:

Congratulations and thank you for your ongoing service in the Executive Branch of the United States Government.

We share the honor of taking the oath of office and of committing ourselves to serving the American people. I wish you nothing but success in your new role as Ambassador at Large for Arctic Affairs. Your Department's work is essential to the success of our nation.

While we each took our oath of office individually, with that oath we joined a community of public servants. One of our most important responsibilities as leaders is to ensure that the public servants we lead understand and are fully committed to our singular duty: to serve the public.

With this in mind, I encourage you to regularly remind your team of this duty; to reiterate that your Department has dedicated and well-supported ethics officials to help with the tough issues; and to always consider your own oath as you carry out your important duties.

The trust of the American people is the currency that makes our experiment in self-government possible. It is our solemn duty to protect and grow that trust. I wish you great success in protecting that trust and strengthening our nation.

Sincerely,

A handwritten signature in black ink that reads "Shelley Finlayson". The signature is written in a cursive, flowing style.

Shelley Finlayson  
Acting Director, OGE





October 8, 2024

The Honorable Margaret Taylor  
Legal Adviser  
Department of State  
2201 C Street, NW  
Washington, DC 20502

Dear Legal Adviser Taylor:

Congratulations and welcome back to service in the Executive Branch of the United States Government.

We share the honor of taking the oath of office and of committing ourselves to serving the American people. I wish you nothing but success in your new role as Legal Adviser. Your Department's work is essential to the success of our nation.

While we each took our oath of office individually, with that oath we joined a community of public servants. One of our most important responsibilities as leaders is to ensure that the public servants we lead understand and are fully committed to our singular duty: to serve the public.

With this in mind, I encourage you to regularly remind your team of this duty; to reiterate that your Department has dedicated and well-supported ethics officials to help with the tough issues; and to always consider your own oath as you carry out your important duties.

The trust of the American people is the currency that makes our experiment in self-government possible. It is our solemn duty to protect and grow that trust. I wish you great success in protecting that trust and strengthening our nation.

Sincerely,

A handwritten signature in black ink that reads "Shelley Finlayson". The signature is written in a cursive, flowing style.

Shelley Finlayson  
Acting Director, OGE



**From:** [Shelley K. Finlayson](#)  
**To:** [David Huitema](#)  
**Subject:** Re: Time for a call?  
**Date:** Friday, November 1, 2024 4:18:12 PM

---

Hi David. Yes, I am free now (b)(6) phone number and can also be available Monday morning starting at 8 until 9:30, if either of those work for you.  
Shelley

Sent from my T-Mobile 5G Device  
Get [Outlook for Android](#)

---

**From:** David Huitema <(b)(6)>  
**Sent:** Friday, November 1, 2024 3:20:34 PM  
**To:** Shelley K. Finlayson <skfinlay@oge.gov>  
**Subject:** Time for a call?

**CAUTION:** This email originated from outside OGE. Use caution before clicking on links, opening attachments, or responding. If you believe this email is suspicious, please forward it to spam@oge.gov for additional analysis.

Hi Shelley. Do you have time for a quick check-in call this afternoon or Monday? Thanks,  
David

**From:** [Shelley K. Finlayson](#)  
**To:** [Nicole Stein](#)  
**Subject:** FW: Senate procedure, re: cloture  
**Date:** Wednesday, November 13, 2024 8:08:16 AM

---

**From:** Grant Anderson  
**Sent:** Wednesday, November 13, 2024 6:37 AM  
**To:** Shelley K. Finlayson ; Diana Veilleux  
**Subject:** RE: Senate procedure, re: cloture

- FYI – David’s cloture vote is scheduled after 2:30p today (see highlighted below).
- [5 Senators](#) did not vote last night on another nomination: [Fetterman (D-PA), Risch (R-ID), Rubio (R-FL), Sinema (I-AZ), and Vance (R-OH)]

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<https://www.periodicalpress.senate.gov/>

<https://x.com/SenateCloakroom/status/1856486559857684554>

The Senate will convene at 12:00 Noon on Wednesday, November 13th.

At 12:30pm, the Senate will proceed to a roll call vote on the motion to invoke cloture on Executive Calendar #788 Jonathan E. Hawley to be United States District Judge for the Central District of Illinois.

Following the cloture vote on the Hawley nomination, the Senate will recess until 2:15pm to allow for the party caucus lunches.

Two votes at 2:30pm (if cloture is invoked):

1. Confirmation of Executive Calendar #788 Jonathan E. Hawley to be United States District Judge for the Central District of Illinois.
2. Motion to invoke cloture on Executive Calendar #620 David Huitema to be Director of the Office of Government Ethics for a term of five years.

-----  
**From:** Grant Anderson  
**Sent:** Thursday, November 7, 2024 4:56 PM  
**To:** Shelley K. Finlayson <[skfinlay@oge.gov](mailto:skfinlay@oge.gov)>; Diana Veilleux <[djveille@oge.gov](mailto:djveille@oge.gov)>  
**Subject:** Senate procedure, re: cloture

No attachment found in search

FYI – please see attached for CRS testimony related to Senate consideration of nominations and cloture (18 pages, July 30, 2024).

Excerpts:

- Stacked Cloture Motions (page 5-6)
  - Confirming a large number of nominations separately using the cloture process can take considerable floor time. To expedite the process somewhat, it is common for the majority leader to file cloture on several nominations, sequentially, on the same day (sometimes referred to as “stacking” cloture motions); the cloture motions then ripen simultaneously over the next two session days.
  - In order to stack cloture motions, the majority leader first makes a non-debatable motion to enter executive session to take up a specific nomination. The motion is routinely agreed to by voice vote, though any Senator could, with a sufficient second, secure a roll call vote. Next, the majority leader files cloture on the nomination and then

makes a non-debatable motion to return to legislative session (also routinely agreed to by voice vote). The majority leader can repeat these steps for any number of nominations. However, when deciding when and whether to stack cloture motions on multiple nominations, another consideration is the possible effect on other items of business on the Senate agenda. Once cloture has been filed on a matter, unanimous consent is required to withdraw the cloture motion. In addition, once cloture is invoked, during the post-cloture consideration time, unanimous consent is required to move on to any other Senate business.

- Stacked cloture motions filed sequentially on multiple nominations ripen simultaneously. Two days of session later, each nomination must still be considered separately and in sequence; that is, first a vote to invoke cloture, then up to two hours of post-cloture debate [GA note: 30 hours for certain high-level nominees], and, finally, a vote on confirmation for the nominee. The process is repeated for each stacked nomination. As a result of stacking cloture motions, the Senate is often able to confirm several nominations on the day that the cloture motions mature. This typically requires Senators come to the floor multiple times during the day to vote, since clustering the roll call votes requires unanimous consent.
  - The use of cloture to process nominations, which was uncommon 20 years ago, has now become routine. In the vast majority of cases where cloture is filed on nominations, there are two roll call votes cast in connection with them: one on the motion to invoke cloture and one to confirm the nomination. For the convenience of all Senators, the Senate usually enters into unanimous consent agreements that establish the times for the cloture and confirmation votes, but these unanimous consent agreements largely reflect what would occur under the procedures just described when cloture motions are stacked.
  - It is common, for example, for the majority leader to stack cloture motions on three nominations at a time, and for subsequent unanimous consent agreements to establish when the six roll call votes to process these three nominations will occur. Cloture motions are frequently stacked on three nominations at the end of one week that then ripen the following Tuesday. Unanimous consent agreements sometimes set the first cloture vote before the weekly caucus meetings, and set the first confirmation vote (followed immediately by the cloture vote on the second nomination) when the Senate returns to session after the meeting. To provide for predictability in the schedule, the time for the confirmation vote on the second nomination (followed immediately by the cloture vote on the third nomination) is also typically agreed to by unanimous consent, reflecting the terms of the rule that allow a maximum of two hours. Sometimes the unanimous consent agreements arrange for these votes to all occur on the same day—usually with two or three hours between cloture and confirmation votes—but it is just as likely that the six votes taken in relation to the stack of three nominations will occur over the course of two days of session.
- Cloture (page 4)
    - In the absence of unanimous consent, the Senate must consider each nomination separately. The question of confirmation is a debatable one in the Senate and may

require a cloture process in order to end debate and reach a vote. Under current Senate precedents, invoking cloture on a nomination requires majority support, and most nominations are subject to a maximum of two additional hours of post-cloture debate. [Footnote 10: The bullet point summary of cloture steps is adapted from CRS Insight IN12200, Holds on Nominations, by Elizabeth Rybicki and Michael Greene. For nominations subject to 30 hours of post-cloture debate, see Table 4.]

- Absent unanimous consent, the steps to confirm a nomination include:
  - The Senate votes on a non-debatable motion to proceed to executive session to take up a nomination on the Executive Calendar. [Footnote 11: This motion is routinely approved immediately without a roll call vote—but with sufficient support, a Senator could secure a roll call vote on this question. The motion requires a majority vote to pass.]
  - The majority leader (or his designee) files cloture on the nomination. [Footnote 12: in order to properly present a cloture motion on the Senate floor, Senate Rule XXII requires that it be signed by at least 16 Senators. Once the cloture motion is filed on the floor, it is read aloud in its entirety by the clerk. However, the Senate routinely waives the reading of the motion by unanimous consent.]
  - The Senate must wait two session days before voting on cloture, absent unanimous consent to alter this “ripening period.” The Senate can conduct other business during these two days, and usually does.
  - Two days of session later, the Senate votes on cloture. [Footnote 13: Prior to voting on the motion to invoke cloture, Senate Rule XXII requires the presiding officer to direct the clerk to call the roll in order to establish that a quorum is present. The Senate routinely waives this quorum call by unanimous consent, but any Senator could object and force this vote to occur.] The rule requires that the vote to invoke cloture be a roll call vote. If a majority of Senators voting support cloture, then cloture is invoked, and further consideration of the nomination is limited.
  - The Senate conducts post-cloture debate on the nomination. For all but the highest-ranking nominations, the maximum time for consideration of a nomination after cloture is invoked is two hours. Once cloture is invoked on a matter, the Senate can consider other business during the post-cloture period only by unanimous consent.
  - After post-cloture debate time expires, or when no Senator seeks to discuss the nomination further, the Senate votes on the nomination. [footnote 14: The vote is taken by voice, unless a Senator with sufficient support requests a roll call vote on the question of confirming the nomination. Securing a recorded vote requires the support of one-fifth of Senators present. When conducting business, the Senate assumes a quorum is present, which consists of a majority of at least 51 Senators. A minimum sufficient second for securing a recorded vote, therefore, requires 11 Senators (one-fifth of 51).] Confirmation requires majority support.
  - The motion to reconsider the confirmation vote is routinely, by unanimous consent, considered made and laid upon the table. [footnote 15: Absent

unanimous consent to table the motion to reconsider, a majority of the Senate could immediately vote to table the motion to reconsider if it were offered.] This final parliamentary step prevents the possibility of a re-vote on the nomination and immediately returns the approved nomination to the President.

- Unanimous Consent (page 3)

- Nominations supported by the committee of jurisdiction are most often taken up and approved by the full Senate without a roll call vote. This is true for both military and civilian nominations, although fewer civilian nominations are approved without a roll call vote in current practice than they were previously (See Table 1). Military and foreign service nominations are routinely taken up and confirmed on the Senate floor en bloc (as a group) by unanimous consent.
- Approving a nomination by unanimous consent requires that a Senator ask, during a session of the Senate, for that action to occur. Such requests are usually made by the majority leader (or his designee), and the presiding officer responds by inquiring if any Senator objects to the unanimous consent request. If no Senator objects, then the nomination or nominations are confirmed. In some cases, the unanimous consent request is to take up a nomination, or very often a group of nominations, and to vote on them; when there is no objection to the request, the Senate's practice is to immediately confirm them by voice vote.
- In practice, the majority leader does not usually ask unanimous consent to confirm nominations this way without first communicating with the minority leader and all other Senators to determine if any Senator would object. A hold on a nomination is a communication to the majority or minority leader that a Senator would object to taking up or approving the nomination by unanimous consent. If the majority leader learns any Senator would object, he usually does not ask unanimous consent on the floor and may try to address the concerns of the Senator.

**From:** [Shelley K. Finlayson](#)  
**To:** [Nicole Stein](#)  
**Subject:** FW: Huitema Nomination  
**Date:** Wednesday, November 13, 2024 8:08:28 AM

---

**From:** Christopher J. Swartz <cjswartz@oge.gov>  
**Sent:** Wednesday, November 13, 2024 8:04 AM  
**To:** LEGTEAM <legteam@oge.gov>  
**Subject:** Huitema Nomination

All-

I noticed in the Senate calendar that they included a new consent motion, agreed to yesterday. It appears that if nominations are made, the timing for objections has been waived. That (b)(5)

*Ordered further, That if any nominations are confirmed during Wednesday's session, the motions to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's actions. (Sep. 25, 2024 and Nov.12, 2024.)*

Christopher J. Swartz  
Senior Associate Counsel  
U.S. Office of Government Ethics

(202) 482-9267  
Visit OGE's website: [www.oge.gov](http://www.oge.gov)  
Follow OGE @OfficeGovEthics

**From:** [Elizabeth D. Horton](#)  
**To:** [Agency Wide](#)  
**Subject:** Legislative Update for Wednesday, November 13, 2024  
**Date:** Wednesday, November 13, 2024 1:39:41 PM

---

### **The Senate convened at 12:00 p.m.**

According to *CQ*, the Senate convened at noon. Following leader remarks, the Senate will resume consideration of the nomination of Jonathan E. Hawley to be a U.S. district judge for the Central District of Illinois. At 12:30 p.m., the Senate will vote on agreeing to the Schumer, D-N.Y., motion to invoke cloture on the Hawley nomination. The Senate will then recess until 2:15 p.m., for weekly caucus lunches. **At 2:30 p.m., the Senate will vote on confirmation of the Hawley nomination (if cloture is invoked) and on agreeing to the Schumer motion to invoke cloture on the nomination of David Huitema to be director of the Office of Government Ethics.**

### **The House reconvened at 12:00 p.m.**

According to *CQ*, the House reconvened at noon for legislative business. The chamber is expected to consider a bill (HR 8446) that would require the U.S. Geological Survey to update its "critical minerals list" so that it is identical to the Energy Department's "critical materials list;" a bill (HR 7409) that would exempt geothermal exploration and development projects on state or privately owned land from federal permitting and compliance requirements under certain conditions; and a bill (HR 8932) that would require the Education Department to make the Free Application for Federal Student Aid (FAFSA) available on October 1 in the year preceding the start of the applicant's planned academic year.

### **Legislative and Related News**

[Government Executive reports that House Republicans are planning to strategize with President-elect Trump on their path forward to funding the government past the current Dec. 20 deadline.](#) [House Republicans say they'll confer with Trump on shutdown avoidance plans](#)

[Roll Call reports that incoming Senate Republican leadership has flirted with handing over a significant portion of its power to allow President-elect Trump a chance to avoid the Senate's confirmation process entirely to staff up the administration in his second term.](#) [GOP considers handing Trump a path around Senate confirmations](#)

[The Hill reports that Sen. John Thune has been elected Senate majority leader, setting the stage for him to replace retiring Sen. Mitch McConnell.](#) [Thune elected Senate majority leader](#)

[Politico reports that Republicans near formal House majority as they currently have 216 seats — just two away from formally clinching the majority.](#) [State of Congress: Republicans near formal House majority](#)

### **Executive Branch Ethics and Related News**

*FEDweek* reports that the Office of Government Ethics has cautioned about possible ethics violations in soliciting, giving or accepting monetary or other gifts among federal workers even in "times of crisis" such as a house fire, natural disaster or serious illness of an employee or close family member. [OGE Cautions on Workplace Gift-Giving Even in 'Times of Crisis'](#)

Multiple outlets report on the status of President-elect Trump's transition. [Trump Refuses to Sign Presidential Transition Ethics Agreement as Required by Law \(Democracy Now\); No presidential transition agreement signed yet by Trump \(Ohio Capital Journal\); Trump transition 'already breaking the law': Senator Warren \(WGN\); Sen. Warren accuses Trump of breaking law by not signing ethics pledge \(Spectrum News\)](#)

*Barron's* reports on conflict of interest concerns raised by a second Trump presidency. [Trump Presidency Raises Fresh Conflict Of Interest Concerns](#)

Multiple outlets report on President-elect Trump's selections of Administration officials. [Trump names 4 top campaign advisers to senior White House roles \(Politico\); Trump appoints John Ratcliffe as CIA director \(The Washington Post\); Tracking Trump's picks for his Cabinet and administration \(The Washington Post\); Here are the people Trump has picked for key positions so far \(Federal News Network\); Trump taps GOP campaign lawyer as White House counsel \(Politico\); Elon Musk picked to head up Trump's new efficiency department - as Fox News host chosen as](#)

[defence secretary \(Sky News\)](#)

Multiple outlets report on President-elect Trump's plan to restructure federal agencies as part of a new entity led by billionaire executive Elon Musk and tech entrepreneur and former presidential candidate Vivek Ramaswamy. [Trump vows to 'dismantle federal bureaucracy' and 'restructure' agencies with new, Musk-led commission \(Government Executive\)](#); [Trump taps Musk, Ramaswamy to oversee 'drastic' changes to U.S. government \(The Washington Post\)](#); [Trump says Musk, Ramaswamy will form outside group to advise White House on government efficiency \(Federal News Network\)](#); [Trump Picks Musk, Ramaswamy for Government Efficiency Effort \(Bloomberg\)](#); [What is DOGE, and why is Elon Musk interested in the Trump administration? \(Business Standard\)](#); [Trump appoints SpaceX's Elon Musk to help head regulation-slashing 'Department of Government Efficiency' \(Space.com\)](#); [Trump Unleashes Musk on D.O.G.E. Office as Dogecoin Vaults to Top Six \(Crypto News\)](#)

Multiple outlets report on ethics concerns related to President-elect Trump's picks for Administration positions. [Draining the Swamp? Trump's Shock Cabinet Appointments of Elon Musk and Vivek Ramaswamy Spark 'Conflict of Interest' Worries \(Radar Online\)](#); [Will Elon Musk disrupt government, enrich himself by it, or both? \(Christian Science Monitor\)](#); [How Will Elon Musk Run DOGE? \(Knowinsiders\)](#); [Trump assembles Cabinet with the same disregard for ethics that marked his first term \(MSNBC\)](#)

**Next Scheduled Recess:**

**Senate:** Nov. 25 - 29

**House:** Nov. 22 - Dec. 2

**From:** [Grant Anderson](#)  
**To:** [Shelley K. Finlayson](#); [Diana Veilleux](#)  
**Subject:** FYI  
**Date:** Wednesday, November 13, 2024 4:53:19 PM

---

Sen. Heinrich: I ask unanimous consent that all post-cloture time on the Huitema nomination be considered expired and that the Senate vote on confirmation of the Huitema nomination at a time to be determined by the Majority Leader in consultation with the Republican leader and that the Senate resume consideration of the Fung nomination. Finally, that the cloture motion on the Fung nomination ripen at 5:15p today.

Chair: is there objection? . . . Without objection.

**From:** [Shelley K. Finlayson](#)  
**To:** [Grant Anderson](#)  
**Cc:** [Diana Veilleux](#)  
**Subject:** RE: Update  
**Date:** Thursday, November 14, 2024 7:43:26 AM  
**Attachments:** [image001.png](#)  
[image002.png](#)

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Good morning, Grant –

Please send out the leg update today before 10a so that the staff have notice of the timing of the confirmation vote.

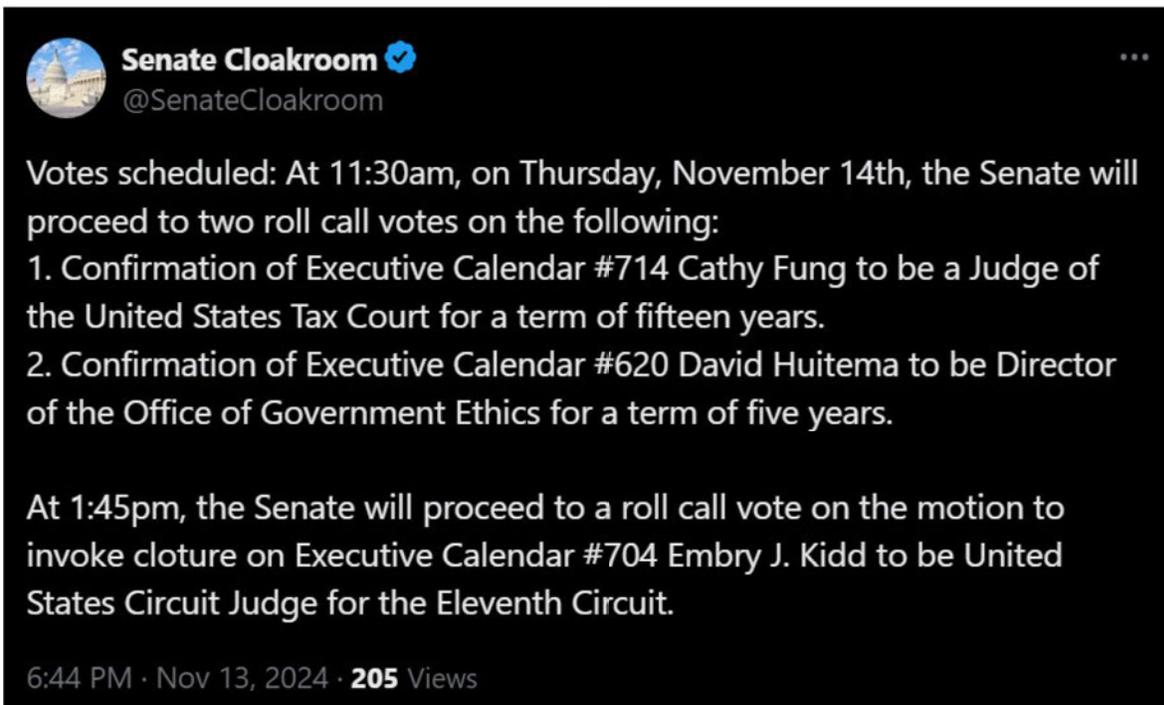
Best,  
Shelley

---

**From:** Grant Anderson <[ganderso@oge.gov](mailto:ganderso@oge.gov)>  
**Sent:** Wednesday, November 13, 2024 6:57 PM  
**To:** LEGTEAM <[legteam@oge.gov](mailto:legteam@oge.gov)>  
**Subject:** Update

FYI – the Senate voted today to invoke cloture (50-48) on the nomination of David Huitema to be OGE's Director.

- The confirmation vote is scheduled for tomorrow after 11:30a (after another vote).



The image is a screenshot of a tweet from the account "Senate Cloakroom" (@SenateCloakroom). The tweet text is as follows:

**Senate Cloakroom**   
@SenateCloakroom

Votes scheduled: At 11:30am, on Thursday, November 14th, the Senate will proceed to two roll call votes on the following:

1. Confirmation of Executive Calendar #714 Cathy Fung to be a Judge of the United States Tax Court for a term of fifteen years.
2. Confirmation of Executive Calendar #620 David Huitema to be Director of the Office of Government Ethics for a term of five years.

At 1:45pm, the Senate will proceed to a roll call vote on the motion to invoke cloture on Executive Calendar #704 Embry J. Kidd to be United States Circuit Judge for the Eleventh Circuit.

6:44 PM · Nov 13, 2024 · **205** Views



YEA 50 NAY 48



Motion to Invoke Cloture on  
the Nomination of David Huitema, of Maryland,  
to be Director of the Office of Government Ethics