

(8) In the amendment made by section 5(c)(1)(B)(i), strike “in section 804(b)” and insert “under section 6(b)(3) of the Copyright Royalty and Distribution Reform Act of 2004”.

(9) In the amendment made by section 5(c)(2)(A)—

(A) strike “5-year periods” and insert “the 5-year period”; and

(B) strike “different transitional periods are provided in section 804(b), or such periods” and insert “a different transitional period is provided under section 6(b)(3) of the Copyright Royalty and Distribution Reform Act of 2004, or such other period”.

(10) In the amendment made by section 5(c)(2)(B)(i), strike “in section 804(b)” and insert “under section 6(b)(3) of the Copyright Royalty and Distribution Reform Act of 2004”.

(11) Strike paragraph (3) of section 5(c) and insert the following:

(3) in paragraph (3), by striking “determination by a copyright arbitration royalty panel or decision by the Librarian of Congress” and inserting “decision by the Librarian of Congress or determination by the Copyright Royalty Judges”; and

(12) In section 5(c)(4)(B), insert “of subparagraph (A) the following:” after “by adding after the first sentence”.

(13) In the amendment made by section 5(d)(3)(A), strike “during periods” and insert “during the period”.

(14) In section 5(d)(4)—

(A) strike “and” at the end of subparagraph (B);

(B) add “and” after the semicolon at the end of subparagraph (C); and

(C) add after subparagraph (C) the following:

(D) in the last sentence, by striking “Librarian of Congress” and inserting “Copyright Royalty Judges”.

(15) In the amendment made by section 5(d)(5)(A)(i), strike “, Copyright Royalty Judges, or a copyright arbitration royalty panel to the extent those determinations were accepted by the Librarian of Congress” and insert “or Copyright Royalty Judges”.

(16) In the amendment made by section 5(f)(1)(B)—

(A) strike “, a copyright arbitration royalty panel.”; and

(B) strike “to the extent that they were accepted by the Librarian of Congress.”.

(17) In section 5, insert the following after subsection (g) and redesignate succeeding subsections accordingly:

(h) RATEMAKING FOR SATELLITE CARRIERS.—Section 119(c) of title 17, United States Code, is amended—

(1) in paragraph (2)—

(A) in subparagraph (B), by striking “Librarian of Congress” and inserting “Copyright Royalty Judges”; and

(B) in subparagraph (C), by striking “Register of Copyrights shall prescribe” and inserting “Copyright Royalty Judges shall prescribe as provided in section 803(b)(6); and

(2) in paragraph (3)—

(A) in subparagraph (A)—

(i) by striking “arbitration proceedings” and inserting “proceedings”; and

(ii) by striking “arbitration proceeding” and inserting “proceedings”;

(B) in subparagraph (B)—

(i) by striking “copyright arbitration royalty panel appointed under chapter 8” and inserting “Copyright Royalty Judges”; and

(ii) by striking “panel shall base its decision” and inserting “Copyright Royalty Judges shall base their determination”; and

(C) in subparagraph (C)—

(i) in the heading, by striking “DECISION OF ARBITRATION PANEL OR ORDER OF LIBRARIAN” and inserting “DETERMINATION UNDER CHAPTER 8”; and

(ii) by striking clauses (i) and (ii) and inserting the following:

“(i) is made by the Copyright Royalty Judges pursuant to this paragraph and becomes final, or

“(ii) is made by the court on appeal under section 803(d)(3).”.

(18) In the first sentence of section 6(b)(1)—

(A) strike “date of enactment of this Act” and insert “effective date provided in subsection (a)”;

(B) strike “such date of enactment” and insert “such effective date”.

(19) Strike paragraph (2) of section 6(b) and insert the following:

(2) CERTAIN ROYALTY RATE PROCEEDINGS.—Notwithstanding paragraph (1), the amendments made by this Act shall not affect proceedings to determine royalty rates pursuant to section 119(c) of title 17, United States Code, that are commenced before January 31, 2006.

Mr. FRIST. Mr. President, I ask unanimous consent that the resolution be agreed to, the motion to reconsider be laid upon the table, and any statements relating to this matter be printed in the RECORD.

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

## ADJOURNMENT UNTIL 2:15 P.M. TOMORROW

Mr. FRIST. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that the Senate stand in adjournment under the previous order.

There being no objection, the Senate, at 6:31 p.m., adjourned until Wednesday, November 17, 2004, at 2:15 p.m.

## NOMINATIONS

Executive nominations received by the Senate November 16, 2004:

### FARM CREDIT ADMINISTRATION

DALLAS TONSAGER, OF SOUTH DAKOTA, TO BE A MEMBER OF THE FARM CREDIT ADMINISTRATION BOARD, FARM CREDIT ADMINISTRATION, FOR A TERM EXPIRING MAY 21, 2010, VICE MICHAEL M. REYNA, TERM EXPIRED.

### COMMODITY FUTURES TRADING COMMISSION

MICHAEL V. DUNN, OF IOWA, TO BE A COMMISSIONER OF THE COMMODITY FUTURES TRADING COMMISSION FOR THE REMAINDER OF THE TERM EXPIRING JUNE 19, 2006, VICE JAMES E. NEWSOME, RESIGNED.

### CORPORATION FOR PUBLIC BROADCASTING

ERNEST J. WILSON III, OF MARYLAND, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION FOR PUBLIC BROADCASTING FOR A TERM EXPIRING JANUARY 31, 2010. (REAPPOINTMENT)

### FEDERAL MARITIME COMMISSION

HAROLD JENNINGS CREEL, JR., OF SOUTH CAROLINA, TO BE A FEDERAL MARITIME COMMISSIONER FOR THE TERM EXPIRING JUNE 30, 2009. (REAPPOINTMENT)

### FEDERAL COMMUNICATIONS COMMISSION

JONATHAN STEVEN ADELSTEIN, OF SOUTH DAKOTA, TO BE A MEMBER OF THE FEDERAL COMMUNICATIONS COMMISSION FOR A TERM EXPIRING JUNE 30, 2008. (REAPPOINTMENT)

### NUCLEAR REGULATORY COMMISSION

ALBERT HENRY KONETZNI, JR., OF NEW YORK, TO BE A MEMBER OF THE NUCLEAR REGULATORY COMMISSION FOR A TERM EXPIRING JUNE 30, 2009, VICE RICHARD A. MESERVE, RESIGNED.

### DEPARTMENT OF THE TREASURY

RAYMOND THOMAS WAGNER, JR., OF MISSOURI, TO BE A MEMBER OF THE INTERNAL REVENUE SERVICE OVERSIGHT BOARD FOR A TERM EXPIRING SEPTEMBER 14, 2009. (REAPPOINTMENT)

### BROADCASTING BOARD OF GOVERNORS

KENNETH Y. TOMLINSON, OF VIRGINIA, TO BE CHAIRMAN OF THE BROADCASTING BOARD OF GOVERNORS. (REAPPOINTMENT)

KENNETH Y. TOMLINSON, OF VIRGINIA, TO BE A MEMBER OF THE BROADCASTING BOARD OF GOVERNORS FOR A TERM EXPIRING AUGUST 13, 2007. (REAPPOINTMENT)

### UNITED STATES ADVISORY COMMISSION ON PUBLIC DIPLOMACY

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, 2007. (REAPPOINTMENT)

### BROADCASTING BOARD OF GOVERNORS

D. JEFFREY HIRSCHBERG, OF WISCONSIN, TO BE A MEMBER OF THE BROADCASTING BOARD OF GOVERNORS FOR A TERM EXPIRING AUGUST 13, 2007. (REAPPOINTMENT)

### POSTAL RATE COMMISSION

TONY HAMMOND, OF VIRGINIA, TO BE A COMMISSIONER OF THE POSTAL RATE COMMISSION FOR A TERM EXPIRING OCTOBER 14, 2010. (REAPPOINTMENT)

### UNITED STATES POSTAL SERVICE

LOUIS J. GIULIANO, OF NEW YORK, TO BE A GOVERNOR OF THE UNITED STATES POSTAL SERVICE FOR A TERM EXPIRING DECEMBER 8, 2009, VICE ALBERT CASEY, TO WHICH POSITION HE WAS APPOINTED DURING THE LAST RECESS OF THE SENATE.

CAROLYN L. GALLAGHER, OF TEXAS, TO BE A GOVERNOR OF THE UNITED STATES POSTAL SERVICE FOR THE REMAINDER OF THE TERM EXPIRING DECEMBER 8, 2005, VICE ERENSTA BALLARD, RESIGNED, TO WHICH POSITION SHE WAS APPOINTED DURING THE LAST RECESS OF THE SENATE.

### HARRY S TRUMAN SCHOLARSHIP FOUNDATION

SHARON TUCKER, OF GEORGIA, TO BE A MEMBER OF THE BOARD OF TRUSTEES OF THE HARRY S TRUMAN SCHOLARSHIP FOUNDATION FOR A TERM EXPIRING DECEMBER 10, 2005, VICE E. GORDON GEE, TERM EXPIRED.

### BARRY GOLDWATER SCHOLARSHIP & EXCELLENCE IN EDUCATION FOUNDATION

CHARLES P. RUCH, OF SOUTH DAKOTA, 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, 2010, VICE NIRANJAN SHAMALBHAI SHAH, TERM EXPIRED.

EDWARD ALTON PARRISH, OF VIRGINIA, TO BE A MEMBER OF THE BOARD OF TRUSTEES OF THE BARRY GOLDWATER SCHOLARSHIP AND EXCELLENCE IN EDUCATION FOUNDATION FOR A TERM EXPIRING APRIL 17, 2008, VICE HANS MARK, RESIGNED.

LAURIE STENBERG NICHOLS, OF SOUTH DAKOTA, TO BE A MEMBER OF THE BOARD OF TRUSTEES OF THE BARRY GOLDWATER SCHOLARSHIP AND EXCELLENCE IN EDUCATION FOUNDATION FOR A TERM EXPIRING MARCH 3, 2010, VICE DONNA DEARMAN SMITH, TERM EXPIRED.

### CORPORATION FOR NATIONAL AND COMMUNITY SERVICE

MIMI MAGER, OF THE DISTRICT OF COLUMBIA, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR A TERM EXPIRING DECEMBER 27, 2007, VICE MARK D. GEARAN, TERM EXPIRED.

JACOB JOSEPH LEW, OF NEW YORK, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE CORPORATION FOR NATIONAL AND COMMUNITY SERVICE FOR A TERM EXPIRING OCTOBER 6, 2008, VICE ARTHUR J. NAFARSTEK, TERM EXPIRED.

### DEPARTMENT OF JUSTICE

ALBERTO R. GONZALES, OF TEXAS, TO BE ATTORNEY GENERAL, VICE JOHN ASHCROFT, RESIGNED.

PATRICIA CUSHWA, OF MARYLAND, TO BE A COMMISSIONER OF THE UNITED STATES PAROLE COMMISSION FOR A TERM OF SIX YEARS, VICE JANIE L. JEFFERS.

### IN THE COAST GUARD

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES COAST GUARD UNDER TITLE 14, U.S.C., SECTION 271:

#### To be lieutenant commander

JOEL A. AMUNDSON, 0000

EUGENIO S. ANZANO, 0000

KIMBERLY J. VSEC, 0000

KEVIN L. BARNETTE, 0000

JOHN F. BARRESI, 0000

AMY M. BEACH, 0000

PETER L. BEACH, 0000

JAMES G. BELLARE, 0000

BENJAMIN D. BERG, 0000

JAMES R. BETZ, 0000

DANIEL P. BISHOP, 0000

KENNETH A. BISHOP, 0000

JOHN R. BITTERMAN, 0000

LUCINDA J. BOOKHAMMER, 0000

GEORGE A. BORTLASE, 0000

RICHARD G. BOSTON, 0000

JOHN M. BRANCH, 0000

WILLIAM J. BROOME, 0000

BRUCE C. BROWN, 0000

ROBERT S. BROWN, 0000

SUZANNE M. BROWN, 0000

SANDRA E. BULLOCK, 0000

PHILLIP B. BURGARD, 0000

JEFFREY S. BURKE, 0000

JOHN M. BURNS, 0000

WILLIAM R. BUTLER, 0000

MARIE B. BYRD, 0000

SCOTT R. CALHOUN, 0000  
 WILLARD R. CALLIHAN, 0000  
 ROBERT J. CAMPBELL, 0000  
 FLIP P. CAPISTRANO, 0000  
 DARREN J. CAPRARA, 0000  
 JAY CAPUTO, 0000  
 KEVIN M. CARROLL, 0000  
 KEVIN M. CARROLL, 0000  
 PETER R. CARROLL, 0000  
 ERIC P. CARTER, 0000  
 HARRY W. CAULTON, 0000  
 MICHAEL S. CAVALLARO, 0000  
 MICHAEL J. CIAGLO, 0000  
 JOHN D. COLE, 0000  
 TIMOTHY J. CONNORS, 0000  
 BRODIE G. COWNIE, 0000  
 FREDERICK C. CRAWFORD, 0000  
 KEELI S. DARST, 0000  
 MICHAEL J. DAVANZO, 0000  
 ELLIS G. DAVIS, 0000  
 FELIX E. DELGADO, 0000  
 ERIC D. DENLEY, 0000  
 STEPHEN W. DEPEW, 0000  
 JACKY L. DEPUE, 0000  
 STEVEN M. DETTON, 0000  
 DAVID J. DIBELLA, 0000  
 MICHAEL B. DOLAN, 0000  
 ANGELIC D. DONOVAN, 0000  
 PATRICK R. DOZIER, 0000  
 MARYELLEN J. DURLEY, 0000  
 CHRISTINA DUTTON, 0000  
 CRAIG F. DYKES, 0000  
 MATTHEW EDWARDS, 0000  
 ROY J. EIDEM, 0000  
 FREDERICK C. ENGLISH, 0000  
 THOMAS S. EVANS, 0000  
 STEPHEN J. FABIAN, 0000  
 BRIAN D. FALK, 0000  
 MICHAEL C. FARRELL, 0000  
 MICHAEL A. FAZIO, 0000  
 ROSEMARY P. FIRESTINE, 0000  
 PATRICK M. FLYNN, 0000  
 KELLY B. FOUCH, 0000  
 DARCIE A. K. GAARE, 0000  
 DANIEL P. GAINOR, 0000  
 VINCENT A. GAMMA, 0000  
 KATHLEEN C. GARZA, 0000  
 TONI N. GAY, 0000  
 MICHAEL D. GERO, 0000  
 CHARLES L. GOW, 0000  
 STACEY A. GOW, 0000  
 AMY B. GRABLE, 0000  
 GEORGE G. GRILLS, 0000  
 DAVID GUDBRANDSEN, 0000  
 ROBERT L. HAGGERTY, 0000  
 JEFFREY W. HALL, 0000  
 MARK F. HAMMOND, 0000  
 MELISSA J. HARPEL, 0000  
 THOMAS J. HARRINGTON, 0000  
 HOLLY R. HARRISON, 0000  
 EDWARD J. HAUKKALA, 0000  
 MICHAEL J. HAUSCHEN, 0000  
 MARC A. HAWKINS, 0000  
 RUSSELL F. HELLTERN, 0000  
 ROBERT L. HELTON, 0000  
 ROBERT E. HEMP, 0000  
 BRIAN E. HIGGINS, 0000  
 LADONN A. HIGHTALLEN, 0000  
 MARK E. HIGEL, 0000  
 PATRICK M. HILBERT, 0000  
 CARL W. HINSHAW, 0000  
 MONTREVILLE D. HOLCOMBE, 0000  
 LISA M. HOULIHAN, 0000  
 TODD M. HOWARD, 0000  
 RICHARD E. HOWES, 0000  
 JULIET J. HUDSON, 0000  
 MICHAEL A. HUDSON, 0000  
 HOMER D. HUEY, 0000  
 KEVIN L. IVEY, 0000  
 CHARLES T. JENNINGS, 0000  
 ERIK J. JENSEN, 0000  
 KEITH A. JERNIGAN, 0000  
 MARY P. JOHNSON, 0000  
 SCOTT L. JOHNSON, 0000  
 CLIFFORD T. JONES, 0000  
 TYRONE L. JONES, 0000  
 JAMES M. KAMMEL, 0000  
 RENEE C. KERN, 0000  
 KEVIN J. KERNY, 0000  
 MICHAEL L. KILMER, 0000  
 TAE J. KIM, 0000  
 ERIC P. KING, 0000  
 LAURA E. KING, 0000  
 DAVID K. KIRKPATRICK, 0000  
 SCOTT A. KLINKE, 0000  
 SHAWN S. KOCH, 0000  
 GARY C. KOELLER, 0000  
 REED H. KOHBERGER, 0000  
 KENNETH S. KOSTECKI, 0000  
 JASON M. KRAJEWSKI, 0000  
 DONALD O. LAJAYO, 0000  
 MATTHEW W. LAKE, 0000  
 PAUL J. LAMCZYK, 0000  
 MICHAEL E. LANGSTON, 0000  
 ALAN G. LAPENNA, 0000  
 PAUL R. LATTANZI, 0000  
 MATTHEW F. LAVIN, 0000  
 RANDEL J. LAYTON, 0000  
 ERIK A. LEUBENBERGER, 0000  
 WILLIAM A. LEWIN, 0000  
 STEFANIE A. LINCOLN, 0000  
 RALPH R. LITTLE, 0000  
 GREGORY LOISELLE, 0000  
 STEVEN M. LONG, 0000  
 MICHAEL C. MACMILLAN, 0000  
 EDWARD N. MADURA, 0000  
 JONATHAN H. MAJORINE, 0000

SUSAN M. MAITRE, 0000  
 MALCOLM C. MARK, 0000  
 JAMES D. MARQUEZ, 0000  
 CHRISTOPHER D. MARTIN, 0000  
 JORGE MARTINEZ, 0000  
 CRAIG J. MASSELLO, 0000  
 SHAWN D. MAULDIN, 0000  
 HARRY D. MAUTTE, 0000  
 PETER A. MCCAFFREY, 0000  
 JOHN A. MCCLAIN, 0000  
 JOSEPH P. MCCONNELL, 0000  
 JOSEPH T. MCGILLEY, 0000  
 ROCKLYN L. MCNAIR, 0000  
 BRIAN L. MELVIN, 0000  
 STACEY MERSEL, 0000  
 JOSHUA J. MICKEL, 0000  
 DENNIS C. MILLER, 0000  
 STEPHEN A. MILLER, 0000  
 SANDRA J. MIRACLE, 0000  
 PATRICIA T. MITROWSKI, 0000  
 MATTHEW E. MOHRMAN, 0000  
 RICHARD D. MOLLOY, 0000  
 SIMONE S. MONTGOMERY, 0000  
 JEFFREY R. MORGAN, 0000  
 CLIFFORD W. MORRIS, 0000  
 ADAM B. MORRISON, 0000  
 HEATHER L. MORRISON, 0000  
 PHILIP J. MOTSAI, 0000  
 CHRISTOPHER F. MURRAY, 0000  
 BETH A. NAFF, 0000  
 MICHAEL F. NASITKA, 0000  
 PRINCE A. NEAL, 0000  
 TIMOTHY M. NEWTON, 0000  
 JEFFREY W. NOVAK, 0000  
 JEFFREY W. NOYES, 0000  
 MICHAEL S. OBAR, 0000  
 ANNE J. ODEGAARD, 0000  
 CHRISTOPHER T. ONEILL, 0000  
 KELLY L. OSBORNE, 0000  
 LOUIE C. PARKS, 0000  
 RICHARD D. PETERSEN, 0000  
 ROBERT A. PHILLIPS, 0000  
 LAWRENCE R. PICCONI, 0000  
 OCTAVIA D. POOLE, 0000  
 CURTISS C. POTTER, 0000  
 ANTHONY P. POWELL, 0000  
 DAVID C. PROHASKA, 0000  
 GREGORY L. PURVIS, 0000  
 ROBERT J. PUTANSU, 0000  
 RUDYARD K. QUIACHON, 0000  
 KEVIN P. QUILLIAM, 0000  
 JOSE A. QUINONESQUINTANA, 0000  
 CHRISTOPHER B. RANDOLPH, 0000  
 MICHAEL G. REAGAN, 0000  
 DANA B. REID, 0000  
 JACK E. ROBINSON, 0000  
 STEPHEN A. RONCONE, 0000  
 GREGORY C. ROTHROCK, 0000  
 TRACY L. ROYCE, 0000  
 JASON H. RYAN, 0000  
 DOMINIQUE T. SAMONTE, 0000  
 LUIS C. SANDOVAL, 0000  
 BERNARD J. SANDY, 0000  
 JOHN A. SCHUTZENHOFER, 0000  
 HILLIARD W. SEAMANS, 0000  
 ROBYN A. SHAVERS, 0000  
 TOM W. SHELTON, 0000  
 LEONARD W. SHELTRY, 0000  
 DALE V. SHEPARDSON, 0000  
 GERALD D. SLATER, 0000  
 MARTIN L. SMITH, 0000  
 PATRICK R. SMITH, 0000  
 ROBERT W. SMYTH, 0000  
 DAVID C. SOCCI, 0000  
 GARY J. SPONHOLZ, 0000  
 PATRICIA J. SPRINGER, 0000  
 SAM C. STEVENS, 0000  
 JESSE L. STEVENSON, 0000  
 GLENN D. STOCKS, 0000  
 MARK W. STOEBBAUER, 0000  
 ERIC J. STORCH, 0000  
 KEVIN J. SULLIVAN, 0000  
 THOMAS P. SULLIVAN, 0000  
 JEFFREY S. SWANSON, 0000  
 MICHAEL G. TAFPE, 0000  
 JASON P. TAMA, 0000  
 ROXANNE TAMEZ, 0000  
 GREGORY L. THOMAS, 0000  
 WENDY M. TOMKO, 0000  
 KARRIE C. TREBBE, 0000  
 STEVEN J. TUCKER, 0000  
 MARK W. TURNER, 0000  
 KEVIN C. ULLRICH, 0000  
 PETER R. VANNESS, 0000  
 ROBERT B. VILLACRES, 0000  
 BRUCE WALKER, 0000  
 JOHN D. WALLINGTON, 0000  
 MARK B. WALSH, 0000  
 MICHAEL R. WASHBURN, 0000  
 BRIAN D. WAZLAVEK, 0000  
 SCOTT K. WETTER, 0000  
 GLENN E. WHITLOW, 0000  
 MICHAEL A. WILFORD, 0000  
 ERIC A. WILLIAMS, 0000  
 JOHN A. WILLIAMS, 0000  
 JAMES A. WILLIAMSON, 0000  
 PAUL H. WISNIEWSKI, 0000  
 JEFFERY L. WOLFE, 0000  
 GREGORY S. WOOD, 0000  
 JASON K. WOOLCOTT, 0000  
 CRAIG A. WYATT, 0000  
 JAMES T. ZAWROTNY, 0000  
 JOSEPH M. ZWACK, 0000

#### FOREIGN SERVICE

THE FOLLOWING-NAMED PERSONS OF THE AGENCIES INDICATED FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF THE CLASS STATED.

FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF CLASS ONE, CONSULAR OFFICER AND SECRETARY IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

#### DEPARTMENT OF STATE

DONNA LURLINE WOOLF, OF THE DISTRICT OF COLUMBIA

FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF CLASS FOUR, CONSULAR OFFICER AND SECRETARY IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

#### DEPARTMENT OF STATE

NANCY E. ABELLA, OF CONNECTICUT  
 JOHN ALOIA, OF NEW JERSEY  
 ALEXANDER NEVILLE AVE LALLEMANT, OF TEXAS  
 KAY GILBRECH BARTON, OF TEXAS  
 DENA D. BROWNLOW, OF THE DISTRICT OF COLUMBIA  
 CATHLEEN ELIZABETH CAROTHERS, OF KANSAS  
 CHARLES GARDNER CHANDLER IV, OF TEXAS  
 PETER THOMPSON CHISHOLM, OF FLORIDA  
 DEREK SHANE CHRISTENSEN, OF CALIFORNIA  
 AMANDA BETH CRONKHITE, OF NEW YORK  
 MONICA LYN CUMMINGS, OF CALIFORNIA  
 EVAN TAIT FELSING, OF CALIFORNIA  
 LI GONG, OF VIRGINIA  
 GLENN JAMES GUIMOND, OF CALIFORNIA  
 KENT C. HEALY, OF CONNECTICUT  
 NICHOLAS J. HILGERT III, OF VIRGINIA  
 JOHN J. HILLMEYER, OF MISSOURI  
 CHARLES DAVID HILLON, OF VIRGINIA  
 DARREN WILLIAM HULTMAN, OF CALIFORNIA  
 DEBRA IRENE JOHNSON, OF VIRGINIA  
 DANA MICHELE LINNET, OF CALIFORNIA  
 STELLA C. LUTTER, OF FLORIDA  
 DARRYN A. MARTIN, OF VIRGINIA  
 KATHERINE MARIE MCGOWEN, OF ALASKA  
 RANDALL TODD MERIDETH, OF MINNESOTA  
 SUSAN MICHELLE MEYER, OF NEBRASKA  
 SARA LILLI MICHAEL, OF CALIFORNIA  
 MATTHEW CHRISTIAN MILLER, OF VIRGINIA  
 KIMBERLY A. MURPHY, OF FLORIDA  
 HECTOR NAVA, OF TEXAS  
 HEATHER LYNN NOSS, OF CALIFORNIA  
 MATTHEW E. O'CONNOR, OF TEXAS  
 CHRISTOPHER JAMES PANICO, OF CONNECTICUT  
 JOHN BENTON PARKER, OF FLORIDA  
 SCOTT R. RIEDMANN, OF OHIO  
 HUGO F. RODRIGUEZ JR., OF VIRGINIA  
 STEPHEN I. RUKEN, OF TEXAS  
 EDWIN S. SAEGER, OF MARYLAND  
 NOMI E. SELTZER, OF NEW YORK  
 MATTHEW DAVID SMITH, OF NEW HAMPSHIRE  
 JULIE A. STINEHART, OF WYOMING  
 MICHAEL D. SWENNEY, OF CALIFORNIA  
 CATHERINE ELIZABETH SWEET, OF WASHINGTON  
 MICHAEL DAVID TOYRYLA, OF CALIFORNIA  
 NIKOLAS MICHAEL TRENDOWSKI, OF MICHIGAN  
 SETH H. VAUGHN, OF NEW YORK  
 LUCIA CLELIA VERRIER, OF NEW HAMPSHIRE

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE TO BE CONSULAR OFFICERS AND/OR SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA, AS INDICATED:

CONSULAR OFFICERS AND SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

#### DEPARTMENT OF COMMERCE

BRENT E. OMDAHL, OF TEXAS

#### DEPARTMENT OF STATE

RALPH C. AHLERS, OF THE DISTRICT OF COLUMBIA  
 JACOB F. APPLETON, OF THE DISTRICT OF COLUMBIA  
 DANIEL MARTIAN ARAKELIAN, OF MICHIGAN  
 TAMMY MCQUILKIN BAKER, OF FLORIDA  
 REGINA ANNE BATESON, OF CALIFORNIA  
 JEFFREY A. BEALS, OF NEW YORK  
 KETH B. BEAN, OF NEW JERSEY  
 PHILIP M. BECKMAN, OF MICHIGAN  
 MIECZYSLAW P. BODUSZYNSKI, OF CALIFORNIA  
 JAMES MICHAEL BONIKOWSKI, OF VIRGINIA  
 KATHERINE ANNE BRANDING, OF VIRGINIA  
 JAMAR PHILLIP BROUSSARD, OF CALIFORNIA  
 MARIA DEL ROSARIO RODRIGUEZ-DIAZ BUTCHER, OF WEST VIRGINIA  
 ANDREA MICHELLE CAMERON, OF VIRGINIA  
 RYAN T. CAMPBELL, OF CALIFORNIA  
 VINCENT M. CAMPOS, OF CALIFORNIA  
 JOHN L. CANADY, OF FLORIDA  
 LAURA ANNE CANSICO, OF CALIFORNIA  
 JARED S. CAPLAN, OF FLORIDA  
 KENNETH PATRICK CHAVEZ, OF TEXAS  
 MATT BUTLER CHESSEN, OF CALIFORNIA  
 GRACE H. CHOI, OF CALIFORNIA  
 JOHN CHOI, OF CALIFORNIA  
 RYAN P. COOPER, OF VIRGINIA  
 ROBERT J. DAHLKE, OF MARYLAND  
 DANIEL A. DAVILA, OF TEXAS  
 DANIEL KENNETH DELK JR., OF GEORGIA  
 DAVID S. FELDMAN, OF MARYLAND  
 KARA VAN DE CARR FRENCH, OF LOUISIANA  
 BRIAN MICHAEL FREERE, OF FLORIDA  
 DANIEL C. GEDACHT, OF MASSACHUSETTS  
 LEON W. GENDIN, OF FLORIDA  
 TONYA WOYTOWICH GENDIN, OF FLORIDA  
 KEVIN EDWARD GONZALES, OF MARYLAND  
 NATHAN S. HALAT, OF NEW YORK  
 STEPHANIE LYNN HALLETT, OF FLORIDA  
 THOMAS EDWARD HAMMANG JR., OF TEXAS  
 MICHELLE F. HARRIS, OF PUERTO RICO  
 BRIAN B. HIMMELSTREIB, OF NEW JERSEY  
 ARIEL N. HOWARD, OF LOUISIANA  
 DOUGLAS M. HOYT, OF THE DISTRICT OF COLUMBIA  
 MARGARET E. HSIANG, OF NEW JERSEY

BONNIE LEE HUNTER, OF VIRGINIA  
 ANTOINETTE CHRISTINE HURTADO, OF CALIFORNIA  
 ANNA SUNSHINE ISON, OF NORTH CAROLINA  
 MARY BETH KEANE, OF VIRGINIA  
 TERI L. KEAS, OF KANSAS  
 REBECCA N. KINYON, OF NEW YORK  
 HOLLY ANN KIRKING, OF WISCONSIN  
 PAYTON LUCAS KNOPP, OF THE DISTRICT OF COLUMBIA  
 TOMIKA KONDI, OF MARYLAND  
 RACHNA SACHDEVA KORHONEN, OF NEW JERSEY  
 MOLLY RUTLEDGE KOSCINA, OF WASHINGTON  
 JON A. LARSEN, OF OREGON  
 ELIZABETH M. LAWRENCE, OF ILLINOIS  
 ANNIE S. LEE, OF CALIFORNIA  
 THERESA LOONG, OF NEW YORK  
 ANITA LYSSIKATOS, OF NEW HAMPSHIRE  
 PATRICK M. MACKIN, OF VIRGINIA  
 MICHAEL A. MAZZOCO, OF VIRGINIA  
 TIMOTHY RAY MCGOWAN, OF VIRGINIA  
 SEAN J. MCINTOSH, OF NEW YORK  
 DANIEL L. MCMANUS, OF FLORIDA  
 LIUDMILA MILLMAN, OF VIRGINIA  
 MOLLY C. MONTGOMERY, OF OREGON  
 JESSICA NICOLE MUNSON, OF MINNESOTA  
 CHAD R. NORBERG, OF FLORIDA  
 MARY JANE O'BRIEN, OF VIRGINIA  
 SADIE MARIE OKOKO, OF MARYLAND  
 ANGELA P. PAN, OF CALIFORNIA  
 SETH L.P. PATCH, OF MASSACHUSETTS  
 CHARLOTTE AUDREY POLONCSIK, OF VIRGINIA  
 SHANNON D. QUINN, OF FLORIDA  
 T. CLIFFORD REED, OF TEXAS  
 KYLE RICHARDSON, OF IOWA  
 SUSAN JEAN RIGGS, OF VIRGINIA  
 JOHN THOMAS RIVERA-DIRKS, OF NEW MEXICO  
 GREGG ALLEN ROBERTS, OF VIRGINIA  
 BRENDA C. RUTH, OF COLORADO  
 STETSON A. SANDERS, OF THE DISTRICT OF COLUMBIA  
 SHIGH LUKE SAPP, OF CALIFORNIA  
 CAROLINE SAVAGE, OF WISCONSIN  
 ADDIE B. SCHROEDER, OF KANSAS  
 JEFFREY A. SHELSTAD, OF VIRGINIA  
 DANIEL E. SLUSHER, OF KANSAS  
 BRIAN T. SMITH, OF INDIANA  
 DEBORAH BUDDINGTON SMITH, OF CONNECTICUT  
 TASHAWNA S. SMITH, OF NEW JERSEY  
 ALYS LOUISE SPENSLEY, OF MINNESOTA  
 ANNE MARIE STASZECKI, OF VIRGINIA  
 MICHAEL ANTHONY STEVENS, OF FLORIDA  
 TERRENCE CLARE STEVENS, OF VIRGINIA  
 MICHAEL STEWART, OF OREGON  
 NANCY ELIZABETH TALBOT, OF NEW YORK  
 MARK HAMILTON THORNBURG, OF THE DISTRICT OF COLUMBIA  
 ELAINE H. TIANGCO, OF NEVADA  
 DENNIS DEAN TIDWELL, OF TENNESSEE  
 KEVIN J. TIERNEY, OF VIRGINIA  
 MICHAEL J. TRAN, OF KANSAS  
 TINA TRAN, OF OKLAHOMA  
 IAN ADAM TURNER, OF MARYLAND  
 LINNISA JOYA WAHID, OF MARYLAND  
 SUSAN F. WALKER, OF VIRGINIA  
 MARK ALLEN WEED, OF VIRGINIA  
 TONIA N. WEIK, OF TEXAS  
 APRIL S. WELLS, OF ALABAMA  
 RUSSELL J. WESTERGARD, OF UTAH  
 DAVID L. WYCHE, OF PENNSYLVANIA

THE FOLLOWING-NAMED CAREER MEMBER OF THE FOREIGN SERVICE OF THE DEPARTMENT OF STATE FOR PROMOTION IN THE SENIOR FOREIGN SERVICE TO THE CLASS INDICATED:

CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF COUNSELOR, IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

LISA BOBBIE SCHREIBER-HUGHES, OF PENNSYLVANIA

THE FOLLOWING-NAMED PERSONS OF THE AGENCIES INDICATED FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF THE CLASS STATED.

FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF CLASS THREE, CONSULAR OFFICER AND SECRETARY IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

#### DEPARTMENT OF STATE

CYNTHIA A. HALEY, OF MARYLAND

FOR APPOINTMENT AS FOREIGN SERVICE OFFICERS OF CLASS FOUR, CONSULAR OFFICER AND SECRETARY IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

#### DEPARTMENT OF STATE

DIANA J. HABERLACK, OF WASHINGTON  
 MICAH L. WATSON, OF MARYLAND

THE FOLLOWING-NAMED MEMBERS OF THE FOREIGN SERVICE TO BE CONSULAR OFFICERS AND/OR SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA, AS INDICATED:

CONSULAR OFFICERS AND SECRETARIES IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

#### DEPARTMENT OF COMMERCE

JOHN F. CORONADO, OF CALIFORNIA  
 MARK C. O'GRADY, OF MARYLAND

#### DEPARTMENT OF STATE

SARAH AHMED, OF NEW YORK  
 JOHN STANLEY ANTHONY, OF VIRGINIA  
 MARA SUNSHINE ANDERSEN, OF COLORADO  
 KAREN ANDRUS, OF TEXAS  
 MIRIAM LAILA AWAD, OF TEXAS  
 CYNTHIA BALAZS, OF THE DISTRICT OF COLUMBIA  
 JARED BANKS, OF MARYLAND

ANNE W. BENJAMINSON, OF CALIFORNIA  
 JOHN CHARLES BERGEMANN, OF VIRGINIA  
 ONI KAY BLAIR, OF TEXAS  
 DOUGLAS E. BLANDFORD, OF MARYLAND  
 CECILY R. BREWSTER, OF CALIFORNIA  
 KELLY W. BRIMHALL, OF UTAH  
 RUSSELL KENNETH BROOKS, OF NEW JERSEY  
 FREDERICK E. N. BRUST, OF NEW YORK  
 ANDREW A. BUNTROCK, OF THE DISTRICT OF COLUMBIA  
 ANIA BURCZYNSKA, OF WASHINGTON  
 BRENT BURKMAN, OF VIRGINIA  
 BENJAMIN CADE CANAVAN, OF FLORIDA  
 DONALD LEROY CARROLL, OF IDAHO  
 MARCUS EVAN CARY, OF WASHINGTON  
 ANAMIKA CHAKRAVORTY, OF CALIFORNIA  
 AKUNNA E. COOK, OF NEW JERSEY  
 KIMBERLY COULTER, OF THE DISTRICT OF COLUMBIA  
 CHRISTOPHER J. COVA, OF VIRGINIA  
 MARIO CRIFO, OF TEXAS  
 NIGEL A. DE COSTER, OF VIRGINIA  
 JACQUELINE S. DELEY, OF CALIFORNIA  
 BRIAN E. DENVER, OF VIRGINIA  
 VITO DIPAOLA, OF GEORGIA  
 ROBERT F. DOUGHTEN, OF MONTANA  
 CAROLINE GRACE DOW, OF PENNSYLVANIA  
 TIMOTHY W. DUBOFF, OF VIRGINIA  
 ROCHELLE C. EAST, OF CALIFORNIA  
 LINDA A. FENTON, OF KANSAS  
 ANDREA R. FORD, OF VIRGINIA  
 KEVIN M. FORD, OF VIRGINIA  
 SCOTT FREEMAN, OF VIRGINIA  
 ANDREW S. GRALNEK, OF VIRGINIA  
 ELAINE M. FRENCH, OF NEW YORK  
 DAVID HARDT GAMBLE JR., OF VIRGINIA  
 ALEXANDER C. GAZIS, OF NEW YORK  
 SUZANNE L. GORDON, OF MICHIGAN  
 KATHERINE ANNE GREELEY, OF CALIFORNIA  
 MARY KATHERINE HARDING, OF THE DISTRICT OF COLUMBIA

SCOTT M. HARNEY, OF VIRGINIA  
 CHRISTOPHER JAMES HARRIS, OF VIRGINIA  
 BARBARA ANN HARRISON, OF ARIZONA  
 HOLLY M. HARVEY, OF VIRGINIA  
 ROBERT H. HELTON III, OF VIRGINIA  
 GARY A. HERMAN, OF VIRGINIA  
 MARLA J. HEXTER, OF MASSACHUSETTS  
 PATRICK J. HICKEY, OF VIRGINIA  
 BRIAN R. HILLBERRY, OF WEST VIRGINIA  
 MARCUS A. HIRSCH, OF VIRGINIA  
 PIUONG THAO THANH HONG, OF WASHINGTON  
 CHRISTOPHER DREW HOSTER, OF OREGON  
 KAREN W. HSIAO, OF UTAH  
 RODNEY M. HUNTER, OF INDIANA  
 HEATHER LYNN JAMBROSIC, OF VIRGINIA  
 DONALD S. JONES, OF VIRGINIA  
 PAUL IVAN JUKIC, OF OHIO  
 HEATHER E. KALMBACH, OF PENNSYLVANIA  
 SEAN PETER KANUCK, OF VIRGINIA  
 ASHISH KATKAR, OF VIRGINIA  
 YOLANDA V. KERNEY, OF THE DISTRICT OF COLUMBIA  
 SHARON S. KETCHUM, OF ARIZONA  
 ANN MOONJU KIM, OF CALIFORNIA  
 KRISTIN LOUISE KNEEDLER, OF MARYLAND  
 DANIEL DAVID KOSKI, OF ILLINOIS  
 KENNETH A. KRESS, OF VIRGINIA  
 BONNIE DEE LANGENDORFF, OF VIRGINIA  
 BRIAN E. KRESSIN, OF THE DISTRICT OF COLUMBIA  
 L. DALE LAWTON, OF NEVADA

ANDREW T. LEE, OF CALIFORNIA  
 BENJAMIN A. LE ROY, OF CALIFORNIA  
 JOHN LOMBARD, OF VIRGINIA  
 BRYAN P. LOPEZ, OF VIRGINIA  
 EDWARD PAUL LUCHESSI, OF CALIFORNIA  
 TODD HARRY LUNDGREN, OF WASHINGTON  
 KIMBERLY A. LY, OF CALIFORNIA  
 MATTHEW M. MARLOWE, OF VIRGINIA  
 LA TRANDA SHONTLELL MARTIN, OF GEORGIA  
 LISA R. MCCUMBER, OF TEXAS  
 STACEY DAWN MCDONALD, OF WEST VIRGINIA  
 COLIN C. MCDUFFIE, OF VIRGINIA  
 AMY MEDEIROS, OF VIRGINIA  
 JESSICA MEGILL, OF CALIFORNIA  
 DAVID C. METZLER, OF VIRGINIA  
 JOHN C. MOOR, OF TEXAS  
 GREGORY L. NAARDEN, OF TEXAS  
 CHERYL L. NEELY, OF TENNESSEE  
 MICHAEL THOMAS NESTOR, OF VIRGINIA  
 LONG THUY NGUYEN, OF CALIFORNIA  
 MARTHA A. NICHOLSON, OF VIRGINIA  
 LIAM J. O'FLANAGAN, OF NEW YORK  
 MELINDA M. PAVEK, OF MINNESOTA  
 RAIMONDS PAVLOVSKIS, OF NEW YORK  
 JOHN C. PERNICK, OF VIRGINIA  
 PAUL W. PIATKOWSKI, OF PENNSYLVANIA  
 WYNN S. PINKSTON, OF VIRGINIA  
 FRANCISCO PINOL, OF VIRGINIA  
 KRISTYNA L. RABASSA, OF MICHIGAN  
 ANNA RADIVILOVA, OF CALIFORNIA  
 BRIAN A. RAYMOND, OF MARYLAND  
 CHRISTIAN W. REDMER, OF TENNESSEE  
 ZEBBA REYAZUDDIN, OF THE DISTRICT OF COLUMBIA  
 CORRIE H. ROBB, OF CALIFORNIA  
 RANDALL ARTHUR ROBINSON, OF FLORIDA  
 SARAH ROTH, OF VIRGINIA  
 LAURA KAY RUGG, OF VIRGINIA  
 KIMBERLY A. RUSSELL, OF PENNSYLVANIA  
 DOVAS ALGIS SAULYS, OF ILLINOIS  
 LEAH F. SCHANDLBAUER, OF VIRGINIA  
 JODY K. SCHAUER, OF TEXAS  
 SUSAN K. SILVERS, OF VIRGINIA  
 MORDICA M. SIMPSON, OF VIRGINIA  
 SIRI LYNN SITTON, OF FLORIDA  
 DAVID R. SMITH, OF VIRGINIA  
 DEE ANNA SMITH, OF THE DISTRICT OF COLUMBIA  
 ROBIN DIANE SOLOMON, OF TEXAS  
 ERICA LEIGH STILLWELL, OF FLORIDA  
 M. VICTORIA STURDIVANT, OF GEORGIA

KRISTA D. TACEY, OF TEXAS  
 JAMES D. TELFER, OF VIRGINIA  
 YODCHIWAN DEW TIANAWACH, OF OREGON  
 MATTHEW A. TOLLIVER, OF FLORIDA  
 JESSICA MARIE TORRES, OF FLORIDA  
 ERIC TURNER, OF VIRGINIA  
 RICHARD J. TYLER, OF VIRGINIA  
 ANDREW VADEN, OF TEXAS  
 JENNIFER R. VAN TRUMP, OF CALIFORNIA  
 RAJEEV M. WADHANI, OF THE DISTRICT OF COLUMBIA  
 PETER G. WARMKA, OF FLORIDA  
 CARL THOMAS WATSON, OF NEW YORK  
 GINA M. WERTH, OF NEVADA  
 DIANNE KAYE WEST, OF SOUTH DAKOTA  
 ALEXANDER E. L. WHITTINGTON, OF TEXAS  
 SCOTT R. WILLIAMS, OF VIRGINIA  
 ALLISON YEZRIL, OF THE DISTRICT OF COLUMBIA  
 CHRISTINE M. YORK, OF VIRGINIA  
 JONATHAN E. YOUNG, OF VIRGINIA  
 SARA SHIRLEY YUN, OF VIRGINIA  
 ELISABETH F. ZENTOS, OF OHIO

THE FOLLOWING-NAMED CAREER MEMBER OF THE FOREIGN SERVICE OF THE INTERNATIONAL BROADCASTING BUREAU FOR PROMOTION IN THE SENIOR FOREIGN SERVICE TO THE CLASS INDICATED:

CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF COUNSELOR, IN THE DIPLOMATIC SERVICE OF THE UNITED STATES OF AMERICA:

WILFORD H. COOPER, OF VIRGINIA  
 WALTER D. PATTERSON, OF SOUTH CAROLINA

#### IN THE ARMY

THE FOLLOWING-NAMED OFFICERS FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 624:

#### To be major general

BRIGADIER GENERAL VINCENT E. BOLES, 0000  
 BRIGADIER GENERAL THOMAS P. BOSTICK, 0000  
 BRIGADIER GENERAL HOWARD B. BROMBERG, 0000  
 BRIGADIER GENERAL SEAN J. BYRNE, 0000  
 BRIGADIER GENERAL CHARLES A. CARTWRIGHT, 0000  
 BRIGADIER GENERAL THOMAS R. CSRNKO, 0000  
 BRIGADIER GENERAL JOHN DEFREITAS III, 0000  
 BRIGADIER GENERAL ROBERT E. DURBIN, 0000  
 BRIGADIER GENERAL DAVID A. FASTABEND, 0000  
 BRIGADIER GENERAL CHARLES W. FLETCHER JR., 0000  
 BRIGADIER GENERAL DANIEL A. HAHN, 0000  
 BRIGADIER GENERAL RHETT A. HERNANDEZ, 0000  
 BRIGADIER GENERAL MARK P. HERTLING, 0000  
 BRIGADIER GENERAL JAY W. HOOD, 0000  
 BRIGADIER GENERAL CHARLES H. JACOBY JR., 0000  
 BRIGADIER GENERAL JEROME JOHNSON, 0000  
 BRIGADIER GENERAL GARY M. JONES, 0000  
 BRIGADIER GENERAL WILLIAM M. LENAERS, 0000  
 BRIGADIER GENERAL DOUGLAS E. LUTE, 0000  
 BRIGADIER GENERAL JAMES R. MYLES, 0000  
 BRIGADIER GENERAL ROGER A. NADEAU, 0000  
 BRIGADIER GENERAL DAVID M. RODRIGUEZ, 0000  
 BRIGADIER GENERAL RICHARD J. ROWE JR., 0000  
 BRIGADIER GENERAL JEFFREY J. SCHLOESSER, 0000  
 BRIGADIER GENERAL JEFFREY A. SORENSON, 0000  
 BRIGADIER GENERAL ABRAHAM J. TURNER, 0000  
 BRIGADIER GENERAL ROBERT M. WILLIAMS, 0000  
 BRIGADIER GENERAL RICHARD P. ZAHNER, 0000

THE FOLLOWING-NAMED OFFICERS FOR APPOINTMENT IN THE RESERVE OF THE ARMY TO THE GRADES INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

#### To be major general

BRIG. GEN. DONNA L. DACIER, 0000

#### To be brigadier general

COL. CHARLES K. EBNER, 0000

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE RESERVE OF THE ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203:

#### To be brigadier general

COL. JULIA A. KRAUS, 0000

THE FOLLOWING-NAMED OFFICERS FOR APPOINTMENT IN THE UNITED STATES ARMY TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 624:

#### To be brigadier general

COL. JAMES O. BARCLAY III, 0000  
 COL. DONALD M. CAMPBELL JR., 0000  
 COL. DENNIS E. ROGERS, 0000

#### IN THE MARINE CORPS

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES MARINE CORPS RESERVE UNDER TITLE 10, U.S.C., SECTION 12203:

#### To be colonel

AMY V. DUNNING, 0000

THE FOLLOWING-NAMED OFFICER FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES MARINE CORPS UNDER TITLE 10, U.S.C., SECTION 624:

#### To be major

MICHAEL AKSELUD, 0000

#### THE JUDICIARY

JENNIFER M. ANDERSON, 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 STEFFEN W. GRAAE, RETIRED.

NOEL ANKETELL KRAMER, 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 JOHN MONTAGUE STEADMAN, RETIRED.

DEPARTMENT OF DEFENSE

FRANCIS J. HARVEY, OF CALIFORNIA, TO BE SECRETARY OF THE ARMY.

THE ABOVE NOMINATION WAS APPROVED SUBJECT TO THE NOMINEE'S COMMITMENT TO RESPOND TO REQUESTS TO APPEAR AND TESTIFY BEFORE AND DULY CONSTITUTED COMMITTEE OF THE SENATE.

ber 16, 2004, withdrawing from further Senate consideration the following nominations:

ANN C. ROSENTHAL, OF IOWA, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE NATIONAL INSTITUTE OF BUILDING SCIENCES FOR A TERM EXPIRING SEPTEMBER 7, 2003, WHICH WAS SENT TO THE SENATE ON JUNE 12, 2003.

ANN C. ROSENTHAL, OF IOWA, TO BE A MEMBER OF THE BOARD OF DIRECTORS OF THE NATIONAL INSTITUTE OF BUILDING SCIENCES FOR A TERM EXPIRING SEPTEMBER 7, 2006, WHICH WAS SENT TO THE SENATE ON JUNE 12, 2003.

LAWRENCE T. DI RITA, OF MICHIGAN, TO BE AN ASSISTANT SECRETARY OF DEFENSE, WHICH WAS SENT TO THE SENATE ON NOVEMBER 21, 2003.

CONFIRMATION

Executive Nomination Confirmed by the Senate November 16, 2004:

WITHDRAWALS

Executive message transmitted by the President to the Senate on Novem-