

class other than Members of Congress, occurring because of the expiration of the term of Anne d'Harnoncourt of Pennsylvania is filled by the appointment of David M. Rubenstein of Maryland. The appointment is for a term of 6 years, effective on the date of enactment of this joint resolution.

**APPOINTMENT OF FRANCE A. CORDOVA AS A CITIZEN REGENT OF THE BOARD OF REGENTS OF THE SMITHSONIAN INSTITUTION**

Mr. MERKLEY. Mr. President, I ask unanimous consent that the Rules Committee be discharged from further consideration of S.J. Res. 9 and that the Senate then proceed to its consideration.

The PRESIDING OFFICER. Without objection, it is so ordered. The clerk will report the resolution by title.

The legislative clerk read as follows:

A joint resolution (S.J. Res. 9) providing for the appointment of France A. Cordova as a citizen regent of the Board of Regents of the Smithsonian Institution.

There being no objection, the Senate proceeded to consider the joint resolution.

Mr. MERKLEY. I ask unanimous consent that the joint resolution be read three times, passed, the motion to reconsider be laid upon the table, and any statements be printed in the RECORD.

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

The joint resolution (S.J. Res. 9) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

**S.J. RES. 9**

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in accordance with section 5581 of the Revised Statutes (20 U.S.C. 43), the vacancy on the Board of Regents of the Smithsonian Institution, in the class other than Members of Congress, occurring by reason of the resignation of Eli Broad of California is filled by the appointment of France A. Córdoba of Indiana. The appointment is for a term of 6 years, effective on the later of April 7, 2009, or the date of enactment of this joint resolution.

**ORDERS FOR WEDNESDAY, MARCH 18, 2009**

Mr. MERKLEY. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 9:30 a.m. tomorrow, Wednesday, March 18; that 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 there be a period of morning business for up to 1 hour, with Senators permitted to speak for up to 10 minutes each, with the time equally divided and controlled between the two leaders or their designees, with the Republicans controlling the first half and the majority controlling the final half; further, that following morning business, the Senate

proceed to executive session under the previous order; further that following executive session, the Senate resume consideration of H.R. 146, the lands bill.

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

**PROGRAM**

Mr. MERKLEY. Mr. President, Senators should expect a series of votes around 2 p.m. on the confirmation of the Kirk nomination and three Coburn amendments.

**ADJOURNMENT UNTIL 9:30 A.M. TOMORROW**

Mr. MERKLEY. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that it adjourn under the previous order.

There being no objection, the Senate, at 7:39 p.m., adjourned until Wednesday, March 18, 2009, at 9:30 a.m.

**NOMINATIONS**

Executive nominations received by the Senate:

**THE JUDICIARY**

DAVID F. HAMILTON, OF INDIANA, TO BE UNITED STATES CIRCUIT JUDGE FOR THE SEVENTH CIRCUIT, VICE KENNETH F. RIPPLE, RETIRED.

**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

KATHLEEN SEBELIUS, OF KANSAS, TO BE SECRETARY OF HEALTH AND HUMAN SERVICES.

WILLIAM V. CORR, OF VIRGINIA, TO BE DEPUTY SECRETARY OF HEALTH AND HUMAN SERVICES, VICE TEVI DAVID TROY, RESIGNED.

**IN THE COAST GUARD**

THE FOLLOWING NAMED INDIVIDUAL FOR APPOINTMENT AS A PERMANENT COMMISSIONED REGULAR OFFICER IN THE UNITED STATES COAST GUARD IN THE GRADE INDICATED UNDER TITLE 14, U.S.C., SECTION 211:

*To be lieutenant commander*

MICHAEL J. MCNEIL

THE FOLLOWING NAMED INDIVIDUAL FOR APPOINTMENT AS A PERMANENT COMMISSIONED REGULAR OFFICER IN THE UNITED STATES COAST GUARD IN THE GRADE INDICATED UNDER TITLE 14, U.S.C., SECTION 211:

*To be lieutenant commander*

DESARAE A. JANSZEN

**IN THE AIR FORCE**

THE FOLLOWING NAMED INDIVIDUALS FOR APPOINTMENT TO THE GRADE INDICATED IN THE REGULAR AIR FORCE UNDER TITLE 10, U.S.C., SECTION 531(A):

*To be major*

XAVIER A. NGUYEN  
SCOTT D. ROBINSON  
JENNIFER A. TAY

THE FOLLOWING NAMED INDIVIDUALS FOR APPOINTMENT TO THE GRADE INDICATED IN THE REGULAR AIR FORCE UNDER TITLE 10, U.S.C., SECTION 531(A):

*To be major*

JOHN M. BEENE II  
RAMSIS K. BENJAMIN  
ELIZABETH N. SMITH

**IN THE ARMY**

THE FOLLOWING NAMED INDIVIDUAL FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY VETERINARY CORPS UNDER TITLE 10, U.S.C., SECTION 531 AND 3064:

*To be major*

LAURA K. LESTER

THE FOLLOWING NAMED INDIVIDUAL FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL SPECIALIST CORPS UNDER TITLE 10, U.S.C., SECTIONS 531 AND 3064:

*To be major*

BRIGITTE BELANGER

THE FOLLOWING NAMED INDIVIDUAL FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY NURSE CORPS UNDER TITLE 10, U.S.C., SECTIONS 531 AND 3064:

*To be major*

MITZI A. RIVERA

THE FOLLOWING NAMED INDIVIDUAL FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY DENTAL CORPS UNDER TITLE 10, U.S.C., SECTIONS 531 AND 3064:

*To be major*

CATHERINE B. EVANS

THE FOLLOWING NAMED INDIVIDUAL FOR REGULAR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY MEDICAL SERVICE CORPS UNDER TITLE 10, U.S.C., SECTIONS 531 AND 3064:

*To be major*

VICTOR G. KELLY

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

*To be major*

RYAN T. CHOATE

THE FOLLOWING NAMED INDIVIDUALS FOR REGULAR APPOINTMENT TO THE GRADES INDICATED IN THE UNITED STATES ARMY MEDICAL CORPS UNDER TITLE 10, U.S.C., SECTIONS 531 AND 3064:

*To be lieutenant colonel*

RAFAEL A. CABRERA  
THOMAS D. STARKEY

*To be major*

JOSEPH P. JEANETTE  
CAROLINE F. MERVELLE  
JESUS MULET  
WYLAN C. PETERSON  
ANDREW J. SCHOENFIELD  
MARK R. SHASHIKANT  
CARL J. TADAKI

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT TO THE GRADE INDICATED IN THE UNITED STATES ARMY JUDGE ADVOCATE GENERAL'S CORPS UNDER TITLE 10, U.S.C., SECTIONS 624 AND 3064:

*To be lieutenant colonel*

ROBERT A. BORCHERDING  
ROBERT A. BROADBENT  
ERIC R. CARPENTER  
CHRISTOPHER D. CARRIER  
DANA J. CHASE  
JOHN H. COOK  
MICHAEL S. DEVINE  
RICHARD P. DIMEGLIO  
TIERNAN P. DOLAN  
MARK E. EICHELMAN  
DEIDRA J. FLEMING  
JOHN S. FROST, JR.  
PATRICK L. GARY  
LANCE S. HAMILTON  
DONNA C. HANSEN  
STEPHEN L. HARMS  
PETER R. HAYDEN  
BRIAN A. HUGHES  
RUSSELL K. JACKSON  
JOHN P. JURDEN  
ELIZABETH KUBALA  
KATHERINE A. LEHMANN  
JULIE A. LONG  
DION LYONS  
ELIZABETH G. MAROTTA  
ALISON C. MARTIN  
JEFFREY A. MILLER  
JOSEPH B. MORSE  
JOHN T. RAWCLIFFE  
TRAVIS L. ROGERS  
CARLOS O. SANTIAGO  
DANIEL P. SAUMUR  
JOSHUA S. SHUEY  
DANIEL A. TANABE  
JAMES J. TEIXEIRA, JR.  
PETER H. TRAN  
JAMES S. TRIPP  
MARK A. VISGER  
DOUGLAS K. WATKINS  
WARREN L. WELLS  
DEAN L. WHITFORD  
DARYL B. WITHERSPOON  
MICHAEL C. WONG

**EXECUTIVE OFFICE OF THE PRESIDENT**

DEMETRIOS J. MARANTIS, OF THE DISTRICT OF COLUMBIA, TO BE A DEPUTY UNITED STATES TRADE REPRESENTATIVE, WITH THE RANK OF AMBASSADOR, VICE KAREN K. BHATIA, RESIGNED.

**DEPARTMENT OF STATE**

ROSE EILENE GOTTEMOELLER, OF VIRGINIA, TO BE AN ASSISTANT SECRETARY OF STATE (VERIFICATION AND COMPLIANCE), VICE PAULA A. DESUTTER, RESIGNED.

**DEPARTMENT OF HOMELAND SECURITY**

WILLIAM CRAIG FUGATE, OF FLORIDA, TO BE ADMINISTRATOR OF THE FEDERAL EMERGENCY MANAGEMENT AGENCY, DEPARTMENT OF HOMELAND SECURITY, VICE R. DAVID PAULISON.

March 17, 2009

CONGRESSIONAL RECORD—SENATE

S3321

WITHDRAWAL

Executive message transmitted by the President to the Senate on March 17, 2009 withdrawing from further Senate consideration the following nomination:

DEMETRIOS J. MARANTIS, OF THE DISTRICT OF COLUMBIA, TO BE A DEPUTY UNITED STATES TRADE REPRESENTATIVE, WITH THE RANK OF AMBASSADOR, VICE PETER F. ALLGEIER, RESIGNED, WHICH WAS SENT TO THE SENATE ON MARCH 16, 2009.