

Mr. DURBIN. I announce that the Senator from New Jersey, (Mr. BOOKER) and the Senator from Colorado (Mr. UDALL) are necessarily absent.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Arkansas (Mr. BOOZMAN), the Senator from Mississippi (Mr. COCHRAN), and the Senator from Utah (Mr. LEE).

Further, if present and voting, the Senator from Arkansas (Mr. BOOZMAN) would have voted "nay" and the Senator from Utah (Mr. LEE) would have voted "nay".

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The result was announced—yeas 48, nays 46, as follows:

[Rollcall Vote No. 167 Ex.]

#### YEAS—48

Baldwin	Hagan	Murphy
Begich	Harkin	Murray
Bennet	Heinrich	Pryor
Blumenthal	Heitkamp	Reed
Boxer	Hirono	Reid
Brown	Johnson (SD)	Rockefeller
Cantwell	Kaine	Schatz
Cardin	King	Schumer
Carper	Klobuchar	Stabenow
Casey	Leahy	Tester
Coons	Manchin	Udall (NM)
Donnelly	Markey	Walsh
Durbin	McCaskill	Warner
Feinstein	Menendez	Warren
Franken	Merkley	Whitehouse
Gillibrand	Mikulski	Wyden

#### NAYS—46

Alexander	Graham	Paul
Ayotte	Grassley	Portman
Barrasso	Hatch	Risch
Blunt	Heller	Roberts
Burr	Hoeven	Rubio
Chambliss	Inhofe	Sanders
Coats	Isakson	Scott
Coburn	Johanns	Sessions
Collins	Johnson (WI)	Shaheen
Corker	Kirk	Shelby
Cornyn	Landrieu	Thune
Crapo	McCain	Toomey
Cruz	McConnell	Vitter
Enzi	Moran	Wicker
Fischer	Murkowski	
Flake	Nelson	

#### PRESENT AND GIVING A LIVE PAIR—1

Levin

#### NOT VOTING—5

Booker	Cochran	Udall (CO)
Boozman	Lee	

The nomination was confirmed.

#### 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 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, hereby move to bring to a close debate on the nomination of Mark G. Mastroianni, of Massachusetts, to be United States District Judge for the District of Massachusetts.

Harry Reid, Patrick J. Leahy, Al Franken, Barbara Boxer, Christopher A. Coons, Richard J. Durbin, Sherrod Brown, Richard Blumenthal, Carl Levin, Bill Nelson, Amy Klobuchar, Robert P. Casey, Jr., Elizabeth Warren, Sheldon Whitehouse, Mazie K. Hirono, Tom Harkin, Tom Udall.

The PRESIDING OFFICER. There will now be 2 minutes of debate equally divided prior to the vote.

Mr. REID. Mr. President, I ask unanimous consent to yield back the time.

The PRESIDING OFFICER. Is there objection? Without objection, all time is yielded back.

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 Mark G. Mastroianni, of Massachusetts, to be United States District Judge for the District of Massachusetts 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 New Jersey (Mr. BOOKER) and the Senator from Colorado (Mr. UDALL) are necessarily absent.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Arkansas (Mr. BOOZMAN), the Senator from Mississippi (Mr. COCHRAN), and the Senator from Utah (Mr. LEE).

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 56, nays 39, as follows:

[Rollcall Vote No. 168 Ex.]

#### YEAS—56

Ayotte	Harkin	Murray
Baldwin	Heinrich	Nelson
Begich	Heitkamp	Pryor
Bennet	Hirono	Reed
Blumenthal	Johnson (SD)	Reid
Boxer	Kaine	Rockefeller
Brown	King	Sanders
Cantwell	Klobuchar	Schatz
Cardin	Landrieu	Schumer
Carper	Leahy	Shaheen
Casey	Levin	Stabenow
Collins	Manchin	Tester
Coons	Markey	Udall (NM)
Donnelly	McCaskill	Walsh
Durbin	Menendez	Warner
Feinstein	Merkley	Warren
Franken	Mikulski	Whitehouse
Gillibrand	Murkowski	Wyden
Hagan	Murphy	

#### NAYS—39

Alexander	Flake	Moran
Barrasso	Graham	Paul
Blunt	Grassley	Portman
Burr	Hatch	Risch
Chambliss	Heller	Roberts
Coats	Hoeven	Rubio
Coburn	Inhofe	Scott
Corker	Isakson	Sessions
Cornyn	Johanns	Shelby
Crapo	Johnson (WI)	Thune
Cruz	Kirk	Toomey
Enzi	McCain	Vitter
Fischer	McConnell	Wicker

#### NOT VOTING—5

Booker	Cochran	Udall (CO)
Boozman	Lee	

The PRESIDING OFFICER. On this vote the yeas are 56, the nays are 39. The motion is agreed to.

#### NOMINATION OF MARK G. MASTROIANNI TO BE UNITED STATES DISTRICT JUDGE FOR THE DISTRICT OF MASSACHUSETTS

The PRESIDING OFFICER. The clerk will report the nomination.

The assistant legislative clerk read the nomination of Mark G. Mastroianni, of Massachusetts, to be United States District Judge for the District of Massachusetts.

#### 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 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, hereby move to bring to a close debate on the nomination of Bruce Howe Hendricks, of South Carolina, to be United States District Judge for the District of South Carolina.

Harry Reid, Patrick J. Leahy, Al Franken, Barbara Boxer, Christopher A. Coons, Richard J. Durbin, Sherrod Brown, Richard Blumenthal, Carl Levin, Bill Nelson, Amy Klobuchar, Robert P. Casey, Jr., Elizabeth Warren, Sheldon Whitehouse, Mazie K. Hirono, Tom Harkin, Tom Udall.

The PRESIDING OFFICER. There will now be 2 minutes of debate on the motion to invoke cloture.

Mr. CARDIN. Mr. President, we yield back the time.

The PRESIDING OFFICER. Is there objection?

Without objection, all time is yielded back.

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 Bruce Howe Hendricks, of South Carolina, to be United States District Judge for the District of South Carolina, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from New Jersey (Mr. BOOKER), the Senator from Louisiana (Ms. LANDRIEU), and the Senator from Colorado (Mr. UDALL) are necessarily absent.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Arkansas (Mr. BOOZMAN), the Senator from Mississippi (Mr. COCHRAN), and the Senator from Utah (Mr. LEE).

The PRESIDING OFFICER (Ms. WARREN). Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 59, nays 35, as follows:

[Rollcall Vote No. 169 Ex.]

#### YEAS—59

Ayotte	Coons	Johnson (SD)
Baldwin	Donnelly	Kaine
Begich	Durbin	King
Bennet	Feinstein	Klobuchar
Blumenthal	Franken	Leahy
Boxer	Gillibrand	Levin
Brown	Graham	Manchin
Cantwell	Hagan	Markey
Cardin	Harkin	McCain
Carper	Heinrich	McCaskill
Casey	Heitkamp	Menendez
Collins	Hirono	Merkley

Mikulski	Reid	Tester
Murkowski	Rockefeller	Udall (NM)
Murphy	Sanders	Walsh
Murray	Schatz	Warner
Nelson	Schumer	Warren
Paul	Scott	Whitehouse
Pryor	Shaheen	Wyden
Reed	Stabenow	

## NAYS—35

Alexander	Fischer	Moran
Barrasso	Flake	Portman
Blunt	Grassley	Risch
Burr	Hatch	Roberts
Chambliss	Heller	Rubio
Coats	Hoeven	Sessions
Coburn	Inhofe	Shelby
Corker	Isakson	Thune
Cornyn	Johanns	Toomey
Crapo	Johnson (WI)	Vitter
Cruz	Kirk	Wicker
Enzi	McConnell	

## NOT VOTING—6

Booker	Cochran	Lee
Boozman	Landrieu	Udall (CO)

The PRESIDING OFFICER. On this vote the yeas are 59, the nays are 35.

The motion is agreed to.

### NOMINATION OF BRUCE HOWE HENDRICKS TO BE UNITED STATES DISTRICT JUDGE FOR THE DISTRICT OF SOUTH CAROLINA

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of Bruce Howe Hendricks, of South Carolina, to be United States District Judge for the District of South Carolina.

### 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 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, hereby move to bring to a close debate on the nomination of Tanya S. Chutkan, of the District of Columbia, to be United States District Judge for the District of Columbia.

Harry Reid, Patrick J. Leahy, Al Franken, Barbara Boxer, Christopher A. Coons, Richard J. Durbin, Sherrod Brown, Richard Blumenthal, Carl Levin, Bill Nelson, Amy Klobuchar, Robert P. Casey, Jr., Elizabeth Warren, Sheldon Whitehouse, Mazie Hirono, Tom Harkin, Tom Udall.

The PRESIDING OFFICER. There is now 2 minutes of debate equally divided.

Mr. REID. Madam President, I yield back the time.

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

Mr. REID. Madam President, I ask unanimous consent that following the cloture vote on Calendar No. 733, Chutkan, the Senate proceed to consideration of Calendar Nos. 752, 753, and 754, and the Senate proceed to vote on confirmation of the nominations in the order listed; further, that if confirmed, the motion to reconsider be considered

made and laid upon the table, with no intervening action or debate; that no further motions be in order to the nomination; that any statements related to the nomination be printed in the RECORD; that the President be immediately notified of the Senate's action.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

Mr. REID. Madam President, we hope and expect these three nominations to be confirmed by voice. So we expect the next rollcall vote to be the final rollcall vote of the day, and that should start in just a few seconds. The next series of rollcall votes will occur tomorrow morning at about 11 a.m.

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 Tanya S. Chutkan, of the District of Columbia, to be United States District Judge for the District of Columbia, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from New Jersey (Mr. BOOKER), the Senator from Louisiana (Ms. LANDRIEU), and the Senator from Colorado (Mr. UDALL) are necessarily absent.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Arkansas (Mr. BOOZMAN), the Senator from Mississippi (Mr. COCHRAN), and the Senator from Utah (Mr. LEE).

The PRESIDING OFFICER. Are there any other Senators in the Chamber desiring to vote?

The yeas and nays resulted—yeas 54, nays 40, as follows:

#### (Rollcall Vote No. 170 Ex.)

##### YEAS—54

Baldwin	Harkin	Murray
Begich	Heinrich	Nelson
Bennet	Heitkamp	Pryor
Blumenthal	Hirono	Reed
Boxer	Johnson (SD)	Reid
Brown	Kaine	Rockefeller
Cantwell	King	Sanders
Cardin	Klobuchar	Schatz
Carper	Leahy	Schumer
Casey	Levin	Shaheen
Collins	Manchin	Stabenow
Coons	Markey	Tester
Donnelly	McCaskill	Udall (NM)
Durbin	Menendez	Walsh
Feinstein	Merkley	Warner
Franken	Mikulski	Warren
Gillibrand	Murkowski	Whitehouse
Hagan	Murphy	Wyden

##### NAYS—40

Alexander	Flake	Paul
Ayotte	Graham	Portman
Barrasso	Grassley	Risch
Blunt	Hatch	Roberts
Burr	Heller	Rubio
Chambliss	Hoeven	Scott
Coats	Inhofe	Sessions
Coburn	Isakson	Shelby
Corker	Johanns	Thune
Cornyn	Johnson (WI)	Toomey
Crapo	Kirk	Vitter
Cruz	McCain	Wicker
Enzi	McConnell	
Fischer	Moran	

## NOT VOTING—6

Booker	Cochran	Lee
Boozman	Landrieu	Udall (CO)

The PRESIDING OFFICER. On this vote the yeas are 54, the nays are 40. The motion is agreed to.

### NOMINATION OF TANYA S. CHUTKAN TO BE UNITED STATES DISTRICT JUDGE FOR THE DISTRICT OF COLUMBIA

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of Tanya S. Chutkan, of the District of Columbia, to be United States District Judge for the District of Columbia.

### NOMINATION OF TIMOTHY G. MASSAD TO BE A COMMISSIONER OF THE COMMODITY FUTURES TRADING COMMISSION FOR A TERM EXPIRING APRIL 13, 2017

### NOMINATION OF TIMOTHY G. MASSAD TO BE CHAIRMAN OF THE COMMODITY FUTURES TRADING COMMISSION

### NOMINATION OF J. CHRISTOPHER GIANCARLO TO BE A COMMISSIONER OF THE COMMODITY FUTURES TRADING COMMISSION FOR THE REMAINDER OF THE TERM EXPIRING APRIL 13, 2014

The PRESIDING OFFICER. Under the previous order, the Senate will proceed to the consideration of the following nominations en bloc.

The clerk will report the nominations.

The legislative clerk read the nominations of Timothy G. Massad, of Connecticut, to be a Commissioner of the Commodity Futures Trading Commission for a term expiring April 13, 2017; Timothy G. Massad, of Connecticut, to be Chairman of the Commodity Futures Trading Commission; and J. Christopher Giancarlo, of New Jersey, to be a Commissioner of the Commodity Futures Trading Commission for the remainder of the term expiring April 13, 2014.

#### VOTE ON MASSAD NOMINATION

The PRESIDING OFFICER. Under the previous order, the question is, Will the Senate advise and consent to the nomination of Timothy G. Massad, of Connecticut, to be a Commissioner of the Commodity Futures Trading Commission for a term expiring April 13, 2017?

The nomination was confirmed.

#### VOTE ON MASSAD NOMINATION

The PRESIDING OFFICER. Under the previous order, the question is, Will the Senate advise and consent to the nomination of Timothy G. Massad, of Connecticut, to be Chairman of the Commodity Futures Trading Commission?