

Results of Executive Business Meeting – September 13, 2018

The Senate Judiciary Committee held an executive business meeting to consider pending nominations and legislation on September 13, 2018.

Agenda

I. Nominees

Brett M. Kavanaugh, to be an Associate Justice of the Supreme Court of the United States
HELD

Ryan Douglas Nelson, to be United States Circuit Judge for the Ninth Circuit
REPORTED: ROLL CALL VOTE
11-10

Aye: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis, Kennedy

Nay: Feinstein, Leahy (Proxy), Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal, Hirono, Booker, Harris (Proxy)

Richard J. Sullivan, to be United States Circuit Judge for the Second Circuit
REPORTED: ROLL CALL VOTE
17-4

Aye: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis, Kennedy, Feinstein Leahy (Proxy), Durbin, Whitehouse (Proxy), Coons, Blumenthal

Nay: Klobuchar (Proxy), Hirono, Booker, Harris (Proxy)

Jonathan A. Kobes, to be United States Circuit Judge for the Eighth Circuit
HELD

Gary Richard Brown, to be United States District Judge for the Eastern District of New York
REPORTED: ROLL CALL VOTE
21-0

Aye: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis, Kennedy, Feinstein, Leahy (Proxy), Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal **changed vote**, Hirono, Booker, Harris (Proxy)

Nay: None

Stephen R. Clark, Sr., to be United States District Judge for the Eastern District of Missouri

REPORTED: ROLL CALL VOTE

11-10

Aye: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis (Proxy), Kennedy

Nay: Feinstein, Leahy (Proxy), Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal, Hirono, Booker, Harris (Proxy)

Diane Gujarati, to be United States District Judge for the Eastern District of New York

REPORTED: ROLL CALL VOTE

21-0

Aye: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis (Proxy), Kennedy, Feinstein, Leahy (Proxy), Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal, Hirono, Booker, Harris (Proxy)

Nay: None

Eric Ross Komitee, to be United States District Judge for the Eastern District of New York

REPORTED: ROLL CALL VOTE

21-0

Aye: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis (Proxy), Kennedy, Feinstein, Leahy (Proxy), Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal, Hirono, Booker, Harris (Proxy)

Nay: None

Rachel P. Kovner, to be United States District Judge for the Eastern District of New York

REPORTED: ROLL CALL VOTE

21-0

Aye: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis (Proxy), Kennedy Feinstein, Leahy (Proxy), Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal, Hirono, Booker, Harris (Proxy)

Nay: None

Lewis J. Liman, to be United States District Judge for the Southern District of New York

REPORTED: ROLL CALL VOTE

17-4

Aye: Grassley, Hatch, Graham, Cornyn, Flake (Proxy), Crapo, Tillis (Proxy), Feinstein, Leahy (Proxy), Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal, Hirono, Booker, Harris (Proxy)

Nay: Lee, Cruz, Sasse (Proxy), Kennedy

John M. O'Connor, to be United States District Judge for the Northern, Eastern and Western Districts of Oklahoma

HELD

John L. Sinatra, Jr., to be United States District Judge for the Western District of New York

REPORTED: ROLL CALL VOTE

16-5

Aye: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis (Proxy), Kennedy (Proxy), Feinstein, Leahy (Proxy), Whitehouse (Proxy), Klobuchar (Proxy), Coons

Nay: Durbin, Blumenthal, Hirono, Booker, Harris (Proxy)

Mary Kay Vyskocil, to be United States District Judge for the Southern District of New York

REPORTED: ROLL CALL VOTE

21-0

Aye: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis (Proxy), Kennedy (Proxy), Feinstein, Leahy (Proxy), Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal, Hirono, Booker, Harris (Proxy)

Nay: None

Joshua Wolson, to be United States District Judge for the Eastern District of Pennsylvania

REPORTED: ROLL CALL VOTE
13-8

Aye: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis (Proxy), Kennedy (Proxy), Leahy (Proxy), Coons

Nay: Feinstein, Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Blumenthal, Hirono, Booker, Harris (Proxy)

Kenneth D. Bell, to be United States District Judge for the Western District of North Carolina
HELD

Stephanie A. Gallagher, to be United States District Judge for the District of Maryland
HELD

Mary S. McElroy, to be United States District Judge for the District of Rhode Island
HELD

Carl J. Nichols, to be United States District Judge for the District of Columbia
HELD

Martha Maria Pacold, to be United States District Judge for the Northern District of Illinois
HELD

Mary M. Rowland, to be United States District Judge for the Northern District of Illinois
HELD

Steven C. Seeger, to be United States District Judge for the Northern District of Illinois
HELD

Jason R. Dunn, of Colorado, to be United States Attorney for the District of Colorado
REPORTED: VOICE VOTE

Dallas L. Carlson, of North Dakota, to be United States Marshal for the District of North Dakota
REPORTED: VOICE VOTE

James W. Carroll, Jr., to be Director of National Drug Control Policy
REPORTED: ROLL CALL VOTE
18-3

Aye: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis (Proxy), Kennedy (Proxy), Feinstein, Leahy (Proxy), Durbin (Proxy), Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal

Nay: Hirono, Booker, Harris (Proxy)

II. Bills

S. 2961, Victims of Child Abuse Act Reauthorization Act of 2018 (Blunt, Coons, Grassley, Durbin, Cornyn, Klobuchar, Tillis, Hirono)

REPORTED AS AMENDED: VOICE VOTE

Manager's Amendment (OLL18653)

Adopted

S. 3354, Missing Children's Assistance Act of 2018 (Grassley, Feinstein, Hatch, Tillis, Klobuchar, Blumenthal)

REPORTED: VOICE VOTE

S. 3170, CyberTipline Modernization Act of 2018 (Cornyn, Feinstein, Hatch, Leahy, Tillis, Klobuchar, Blumenthal)

REPORTED: VOICE VOTE

S.2785, DETER Act (Durbin, Graham)

HELD

S. 3178, Justice for Victims of Lynching Act of 2018 (Harris, Scott, Feinstein, Leahy, Durbin, Whitehouse, Klobuchar, Coons, Blumenthal, Hirono, Booker)

HELD

****Committee Motions****

Feinstein motion to subpoena the National Archives for records from Judge Kavanaugh's service as Staff Secretary in the White House from 2003-2006

DEFEATED: ROLL VALL VOTE

11-10

Aye: Feinstein, Leahy, Durbin, Whitehouse, Klobuchar, Coons (Proxy), Blumenthal, Hirono, Booker, Harris

Nay: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse, Flake, Crapo, Tillis, Kennedy

Grassley motion to report from Committee the nomination of Brett Kavanaugh to be an Associate Justice of the Supreme Court, after debate, on September 20, at 1:45 p.m.

ADOPTED: ROLL CALL VOTE

11-10

Aye: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse, Flake, Crapo, Tillis, Kennedy

Nay: Feinstein, Leahy, Durbin, Whitehouse, Klobuchar, Coons (Proxy), Blumenthal, Hirono, Booker, Harris

Klobuchar motion to subpoena documents related to claiming constitutional privilege and any log that exists related to assertions claiming constitutional privilege

DEFEATED: ROLL CALL VOTE

11-10

Aye: Feinstein, Leahy, Durbin, Whitehouse, Klobuchar, Coons (Proxy), Blumenthal, Hirono, Booker, Harris

Nay: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse, Flake, Crapo, Tillis, Kennedy

Hirono motion to issue a subpoena for the documents during the period that Judge Kavanaugh was Staff Secretary related to Native Hawaiian, Alaska Native, and Native American issues

DEFEATED: ROLL CALL VOTE

11-10

Aye: Feinstein, Leahy, Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal, Hirono, Booker, Harris (Proxy)

Nay: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse, Flake (Proxy), Crapo, Tillis, Kennedy

Blumenthal motion to subpoena individuals for interviews and testimony before this Committee

DEFEATED: ROLL VALL VOTE

11-10

Aye: Feinstein, Leahy, Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal, Hirono, Booker, Harris (Proxy)

Nay: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis, Kennedy

Durbin motion to subpoena documents from the National Archives related to the rules governing combatants

DEFEATED: ROLL CALL VOTE:

11-10

Aye: Feinstein, Leahy, Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal, Hirono, Booker, Harris (Harris)

Nay: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis, Kennedy

Coons motion to subpoena the National Archives for the full record of Judge Kavanaugh's service in a way that might bear on the subject whether a President can be subject to an investigation or fire a special counsel

DEFEATED: ROLL CALL VOTE

11-10

Aye: Feinstein, Leahy, Durbin, Whitehouse (Proxy), Klobuchar (Proxy), Coons, Blumenthal, Hirono, Booker, Harris (Proxy)

Nay: Grassley, Hatch, Graham, Cornyn, Lee, Cruz, Sasse (Proxy), Flake (Proxy), Crapo, Tillis, Kennedy