

1 OPEN EXECUTIVE SESSION TO CONSIDER FAVORABLY REPORTING
2 THE NOMINATIONS OF R. GIL KERLIKOWSKE, OF THE DISTRICT OF
3 COLUMBIA, TO BE COMMISSIONER OF CUSTOMS, DEPARTMENT OF
4 HOMELAND SECURITY, VICE ALAN D. BERSIN, RESIGNED; RICHARD
5 G. FRANK, OF MASSACHUSETTS, TO BE AN ASSISTANT SECRETARY
6 OF HEALTH AND HUMAN SERVICES, VICE SHERRY GLIED,
7 RESIGNED; THE HONORABLE L. PAIGE MARVEL, OF MARYLAND, TO
8 BE A JUDGE OF THE UNITED STATES TAX COURT, FOR A TERM OF
9 FIFTEEN YEARS (REAPPOINTMENT); AND TAMARA WENDA ASHFORD,
10 OF VIRGINIA, TO BE A JUDGE OF THE UNITED STATES TAX
11 COURT, FOR A TERM OF FIFTEEN YEARS, VICE MARY ANN COHEN,
12 RETIRED.

13 TUESDAY, FEBRUARY 4, 2014
14 U.S. Senate,
15 Committee on Finance,
16 Washington, DC.

17 The meeting was convened, pursuant to notice, at
18 2:35 p.m., in S-216, the President's Room of the Capitol,
19 Hon. Max Baucus (chairman of the committee) presiding.

20 Present: Senators Rockefeller, Wyden, Schumer,
21 Stabenow, Cantwell, Nelson, Menendez, Carper, Cardin,
22 Brown, Bennet, Casey, Hatch, Grassley, Crapo, Enzi,
23 Cornyn, Thune, Burr, Isakson, Portman.

24 Also Present: Nick Wyatt, Tax and Nominations
25 Professional Staff Member; Tiffany Smith, Tax and

1 Nominations Professional Staff Member; Anderson Heiman,
2 Tax Policy Analyst; Josh LeVasseur, Chief Clerk; Jewel
3 Harper, Deputy Clerk; Bryan Palmer, Deputy Clerk; and
4 Athena Schritz, Hearing Clerk.

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1 The Chairman. The committee will come to order.

2 The committee meets today to consider four
3 nominations. I now entertain a motion that the committee
4 favorably report the nominations.

5 Senator Hatch. So moved.

6 The Chairman. The committee will consider the
7 nomination of R. Gil Kerlikowske, of the District of
8 Columbia, to be Commissioner of Customs, Department of
9 Homeland Security.

10 A recorded vote has been requested. The clerk will
11 call the roll.

12 The Clerk. Senator Rockefeller.

13 Senator Rockefeller. Aye.

14 The Clerk. Senator Wyden.

15 Senator Wyden. Aye.

16 The Clerk. Senator Schumer.

17 Senator Schumer. Aye.

18 The Clerk. Senator Stabenow.

19 Senator Stabenow. Aye.

20 The Clerk. Senator Cantwell.

21 Senator Cantwell. Aye.

22 The Clerk. Senator Nelson.

23 Senator Nelson. Aye.

24 The Clerk. Senator Menendez.

25 Senator Menendez. Aye.

1 The Clerk. Senator Carper.
2 Senator Carper. Aye.
3 The Clerk. Senator Cardin.
4 Senator Cardin. Aye.
5 The Clerk. Senator Brown.
6 Senator Brown. Aye.
7 The Clerk. Senator Bennet.
8 Senator Bennet. Aye.
9 The Clerk. Senator Casey.
10 Senator Casey. Aye.
11 The Clerk. Senator Hatch.
12 Senator Hatch. Aye.
13 The Clerk. Senator Grassley.
14 Senator Grassley. Aye.
15 The Clerk. Senator Crapo.
16 Senator Crapo. Aye.
17 The Clerk. Senator Roberts.
18 Senator Hatch. Aye by proxy.
19 The Clerk. Senator Enzi.
20 Senator Enzi. Aye.
21 The Clerk. Senator Cornyn.
22 Senator Cornyn. Aye.
23 The Clerk. Senator Thune.
24 Senator Thune. Aye.
25 The Clerk. Senator Burr.

1 Senator Burr. Aye.
2 The Clerk. Senator Isakson.
3 Senator Isakson. Aye.
4 The Clerk. Senator Portman.
5 Senator Portman. Aye.
6 The Clerk. Senator Toomey.
7 Senator Hatch. Aye by proxy.
8 The Clerk. Mr. Chairman.
9 The Chairman. Aye.
10 The Clerk. The final tally including proxies is 24
11 ayes, 0 nays.
12 The Chairman. The ayes have it. The nomination of
13 Mr. Kerlikowske is ordered favorably reported.
14 The committee will now consider the nomination of
15 Richard G. Frank, of Massachusetts, to be an Assistant
16 Secretary of Health and Human Services.
17 A recorded vote has been requested. The clerk will
18 call the roll.
19 The Clerk. Senator Rockefeller.
20 Senator Rockefeller. Aye.
21 The Clerk. Senator Wyden.
22 Senator Wyden. Aye.
23 The Clerk. Senator Schumer.
24 Senator Schumer. Aye.
25 The Clerk. Senator Stabenow.

1 Senator Stabenow. Aye.
2 The Clerk. Senator Cantwell.
3 Senator Cantwell. Aye.
4 The Clerk. Senator Nelson.
5 Senator Nelson. Aye.
6 The Clerk. Senator Menendez.
7 Senator Menendez. Aye.
8 The Clerk. Senator Carper.
9 Senator Carper. Aye.
10 The Clerk. Senator Cardin.
11 Senator Cardin. Aye.
12 The Clerk. Senator Brown.
13 Senator Brown. Aye.
14 The Clerk. Senator Bennet.
15 Senator Bennet. Aye.
16 The Clerk. Senator Casey.
17 Senator Casey. Aye.
18 The Clerk. Senator Hatch.
19 Senator Hatch. Aye.
20 The Clerk. Senator Grassley.
21 Senator Grassley. Aye.
22 The Clerk. Senator Crapo.
23 Senator Crapo. Aye.
24 The Clerk. Senator Roberts.
25 Senator Hatch. Aye by proxy.

1 The Clerk. Senator Enzi.
2 Senator Enzi. Aye.
3 The Clerk. Senator Cornyn.
4 Senator Cornyn. Aye.
5 The Clerk. Senator Thune.
6 Senator Thune. Aye.
7 The Clerk. Senator Burr.
8 Senator Burr. Aye.
9 The Clerk. Senator Isakson.
10 Senator Isakson. Aye.
11 The Clerk. Senator Portman.
12 Senator Portman. Aye.
13 The Clerk. Senator Toomey.
14 Senator Hatch. Aye by proxy.
15 The Clerk. Mr. Chairman.
16 The Chairman. Aye.
17 The Clerk. The final tally including proxies is 24
18 ayes, 0 nays.

19 The Chairman. The ayes have it. The nomination of
20 Mr. Frank is ordered favorably reported.

21 The committee will now consider the nomination of
22 The Honorable L. Paige Marvel, of Maryland, to be a Judge
23 of the United States Tax Court.

24 A recorded vote has been requested. The clerk will
25 call the roll.

1 The Clerk. Senator Rockefeller.
2 Senator Rockefeller. Aye.
3 The Clerk. Senator Wyden.
4 Senator Wyden. Aye.
5 The Clerk. Senator Schumer.
6 Senator Schumer. Aye.
7 The Clerk. Senator Stabenow.
8 Senator Stabenow. Aye.
9 The Clerk. Senator Cantwell.
10 Senator Cantwell. Aye.
11 The Clerk. Senator Nelson.
12 Senator Nelson. Aye.
13 The Clerk. Senator Menendez.
14 Senator Menendez. Aye.
15 The Clerk. Senator Carper.
16 Senator Carper. Aye.
17 The Clerk. Senator Cardin.
18 Senator Cardin. Aye.
19 The Clerk. Senator Brown.
20 Senator Brown. Aye.
21 The Clerk. Senator Bennet.
22 Senator Bennet. Aye.
23 The Clerk. Senator Casey.
24 Senator Casey. Aye.
25 The Clerk. Senator Hatch.

1 Senator Hatch. Aye.
2 The Clerk. Senator Grassley.
3 Senator Grassley. Aye.
4 The Clerk. Senator Crapo.
5 Senator Crapo. Aye.
6 The Clerk. Senator Roberts.
7 Senator Hatch. Aye by proxy.
8 The Clerk. Senator Enzi.
9 Senator Enzi. Aye.
10 The Clerk. Senator Cornyn.
11 Senator Cornyn. Aye.
12 The Clerk. Senator Thune.
13 Senator Thune. Aye.
14 The Clerk. Senator Burr.
15 Senator Burr. Aye.
16 The Clerk. Senator Isakson.
17 Senator Isakson. Aye.
18 The Clerk. Senator Portman.
19 Senator Portman. Aye.
20 The Clerk. Senator Toomey.
21 Senator Hatch. Aye by proxy.
22 The Clerk. Mr. Chairman.
23 The Chairman. Aye.
24 The Clerk. The final tally including proxies is 24
25 ayes, 0 nays.

1 The Chairman. The ayes have it. The nomination of
2 Ms. Marvel is ordered favorably reported.

3 The committee will now consider the nomination of
4 Tamara Wenda Ashford, of Virginia, to be a Judge of the
5 United States Tax Court.

6 A recorded vote has been requested. The clerk will
7 call the roll.

8 The Clerk. Senator Rockefeller.

9 Senator Rockefeller. Aye.

10 The Clerk. Senator Wyden.

11 Senator Wyden. Aye.

12 The Clerk. Senator Schumer.

13 Senator Schumer. Aye.

14 The Clerk. Senator Stabenow.

15 Senator Stabenow. Aye.

16 The Clerk. Senator Cantwell.

17 Senator Cantwell. Aye.

18 The Clerk. Senator Nelson.

19 Senator Nelson. Aye.

20 The Clerk. Senator Menendez.

21 Senator Menendez. Aye.

22 The Clerk. Senator Carper.

23 Senator Carper. Aye.

24 The Clerk. Senator Cardin.

25 Senator Cardin. Aye.

1 The Clerk. Senator Brown.
2 Senator Brown. Aye.
3 The Clerk. Senator Bennet.
4 Senator Bennet. Aye.
5 The Clerk. Senator Casey.
6 Senator Casey. Aye.
7 The Clerk. Senator Hatch.
8 Senator Hatch. Aye.
9 The Clerk. Senator Grassley.
10 Senator Grassley. Aye.
11 The Clerk. Senator Crapo.
12 Senator Crapo. Aye.
13 The Clerk. Senator Roberts.
14 Senator Hatch. Aye by proxy.
15 The Clerk. Senator Enzi.
16 Senator Enzi. Aye.
17 The Clerk. Senator Cornyn.
18 Senator Cornyn. Aye.
19 The Clerk. Senator Thune.
20 Senator Thune. Aye.
21 The Clerk. Senator Burr.
22 Senator Burr. Aye.
23 The Clerk. Senator Isakson.
24 Senator Isakson. Aye.
25 The Clerk. Senator Portman.

1 Senator Portman. Aye.

2 The Clerk. Senator Toomey.

3 Senator Hatch. Aye by proxy.

4 The Clerk. Mr. Chairman.

5 The Chairman. Aye.

6 The Clerk. The final tally including proxies is 24
7 ayes, 0 nays.

8 The Chairman. The ayes have it. The nomination of
9 Ms. Ashford is ordered favorably reported.

10 The Meeting is adjourned.

11 [Whereupon, at 3:28 p.m., the meeting was
12 concluded.]