

**SUMMARY**  
**Executive Business Meeting**  
**Senate Judiciary Committee**  
**226 Dirksen Senate Office Building**  
**Thursday, March 27, 2003**  
**9:30 a.m.**

**I. Nominations**

Priscilla Richman Owen to be US Circuit Judge for the Fifth Circuit

**[Reported favorably by a vote of 10 yeas, 9 nays]**

Mary Ellen Coster Williams to be Judge for the court of federal Claims

**[Reported favorably by a vote of 12 yeas, 0 nays, 7 voted present.]**

Victor J. Wolski to be Judge for the Court of Federal Claims

**[Reported favorably by a vote of 11 yeas, 5 nays, 3 voted present.]**

Ricardo H. Hinojosa to be US Sentencing Commissioner

**[Reported favorably by a vote of 10 yeas, 0 nays, 9 voted present.]**

Michael E. Horowitz to be US Sentencing Commissioner

**[Reported favorably by a vote of 10 yeas, 0 nays, 9 voted present.]**

McGregor Scott to be US Attorney for the Eastern District of California

**[Reported favorably by unanimous consent.]**

**II. Bills**

S. 274, Class Action Fairness Act of 2003

**[Held over]**

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**III. Committee Business**

Discussion of Rule IV

**[Discussion]**

**ATTENDANCE LIST**

**SENATE JUDICIARY COMMITTEE**

**DATE OF MARKUP: March 27, 2003**

<b>MEMBERS</b>	<b>PRESENT</b>
<b>Mr. Grassley</b>	<b>X</b>
<b>Mr. Specter</b>	<b>X</b>
<b>Mr. Kyl</b>	<b>X</b>
<b>Mr. DeWine</b>	<b>X</b>
<b>Mr. Sessions</b>	
<b>Mr. Graham</b>	<b>X</b>
<b>Mr. Craig</b>	<b>X</b>
<b>Mr. Chambliss</b>	<b>X</b>
<b>Mr. Cornyn</b>	<b>X</b>
<b>Mr. Leahy</b>	<b>X</b>
<b>Mr. Kennedy</b>	
<b>Mr. Biden</b>	
<b>Mr. Kohl</b>	
<b>Mrs. Feinstein</b>	
<b>Mr. Feingold</b>	<b>X</b>
<b>Mr. Schumer</b>	<b>X</b>
<b>Mr. Durbin</b>	<b>X</b>
<b>Mr. Edwards</b>	
<b>Mr. Hatch, Chairman</b>	<b>X</b>

**SENATE JUDICIARY COMMITTEE**

**DATE: March 27, 2003**

**VOTE ON: Motion to report the nomination of Priscilla Richman Owen to be US Circuit Judge for the Fifth Circuit.**

**[Approved by a vote of 10 yeas, 9 nays]**

<b>YEAS</b>	<b>NAYS</b>	
<b>X</b>		<b>Mr. Grassley</b>
<b>X</b>		<b>Mr. Specter</b>
<b>X</b>		<b>Mr. Kyl</b>
<b>X</b>		<b>Mr. DeWine</b>
<b>P</b>		<b>Mr. Sessions</b>
<b>X</b>		<b>Mr. Graham</b>
<b>X</b>		<b>Mr. Craig</b>
<b>X</b>		<b>Mr. Chambliss</b>
<b>X</b>		<b>Mr. Cornyn</b>
	<b>P</b>	<b>Mr. Leahy</b>
	<b>P</b>	<b>Mr. Kennedy</b>
	<b>P</b>	<b>Mr. Biden</b>
	<b>P</b>	<b>Mr. Kohl</b>
	<b>P</b>	<b>Mrs. Feinstein</b>
	<b>X</b>	<b>Mr. Feingold</b>
	<b>X</b>	<b>Mr. Schumer</b>
	<b>X</b>	<b>Mr. Durbin</b>
	<b>P</b>	<b>Mr. Edwards</b>
<b>X</b>		<b>Mr. Chairman</b>
<b>10</b>	<b>9</b>	<b>TOTAL</b>

**SENATE JUDICIARY COMMITTEE**

**DATE: March 27, 2003**

**VOTE ON: Motion to report the nomination of Mary Ellen Coster Williams to be Judge for the Court of Federal Claims.**

**[Approved by a vote of 12 yeas, 0 nays, 7 voted present]**

<b>YEAS</b>	<b>NAYS</b>	
X		Mr. Grassley
X		Mr. Specter
X		Mr. Kyl
X		Mr. DeWine
P		Mr. Sessions
X		Mr. Graham
X		Mr. Craig
X		Mr. Chambliss
X		Mr. Cornyn
-----	-----	Mr. Leahy*
-----	-----	Mr. Kennedy
P		Mr. Biden
-----	-----	Mr. Kohl*
P		Mrs. Feinstein
-----	-----	Mr. Feingold*
-----	-----	Mr. Schumer*
-----	-----	Mr. Durbin*
-----	-----	Mr. Edwards*
X		Mr. Chairman
12	0	<b>TOTAL</b>

**\*Members voting present.**

**SENATE JUDICIARY COMMITTEE**

**DATE: March 27, 2003**

**VOTE ON: Motion to report the nomination of Victor Wolski to be Judge for the Court of Federal Claims.**

[Approved by a vote of 11 yeas, 5 nays, 3 voted present]

YEAS	NAYS	
X		Mr. Grassley
X		Mr. Specter
X		Mr. Kyl
X		Mr. DeWine
P		Mr. Sessions
X		Mr. Graham
X		Mr. Craig
X		Mr. Chambliss
X		Mr. Cornyn
-----	-----	Mr. Leahy*
	p	Mr. Kennedy
-----	-----	Mr. Biden*
-----	-----	Mr. Kohl*
P		Mrs. Feinstein
	X	Mr. Feingold
	X	Mr. Schumer
	X	Mr. Durbin
	P	Mr. Edwards
X		Mr. Chairman
11	5	TOTAL

\*Members voting present.

### SENATE JUDICIARY COMMITTEE

DATE: March 27, 2003

VOTE ON: Motion to report the nomination of Ricardo H. Hinojosa to be US Sentencing Commissioner.

[Approved by a vote of 10 yeas, 0 nays, 8 voted present]

<b>YEAS</b>	<b>NAYS</b>	
<b>X</b>		<b>Mr. Grassley</b>
<b>X</b>		<b>Mr. Specter</b>
<b>X</b>		<b>Mr. Kyl</b>
<b>X</b>		<b>Mr. DeWine</b>
<b>P</b>		<b>Mr. Sessions</b>
<b>X</b>		<b>Mr. Graham</b>
<b>X</b>		<b>Mr. Craig</b>
<b>X</b>		<b>Mr. Chambliss</b>
<b>X</b>		<b>Mr. Cornyn</b>
-----	-----	<b>Mr. Leahy*</b>
-----	-----	<b>Mr. Kennedy*</b>
-----	-----	<b>Mr. Biden*</b>
-----	-----	<b>Mr. Kohl*</b>
-----	-----	<b>Mrs. Feinstein*</b>
-----	-----	<b>Mr. Feingold*</b>
-----	-----	<b>Mr. Schumer*</b>
-----	-----	<b>Mr. Durbin*</b>
-----	-----	<b>Mr. Edwards*</b>
<b>X</b>		<b>Mr. Chairman</b>
<b>10</b>	<b>0</b>	<b>TOTAL</b>

**\*Members voting present.**

**SENATE JUDICIARY COMMITTEE**

**DATE: March 27, 2003**

**VOTE ON: Motion to report the nomination of Michael E. Horowitz to be US Sentencing Commissioner.**

**[Approved by a vote of 10 yeas, 0 nays, 8 voted present.]**

<b>YEAS</b>	<b>NAYS</b>	
<b>X</b>		<b>Mr. Grassley</b>
<b>X</b>		<b>Mr. Specter</b>
<b>X</b>		<b>Mr. Kyl</b>
<b>X</b>		<b>Mr. DeWine</b>
<b>P</b>		<b>Mr. Sessions</b>
<b>X</b>		<b>Mr. Graham</b>
<b>X</b>		<b>Mr. Craig</b>
<b>X</b>		<b>Mr. Chambliss</b>
<b>X</b>		<b>Mr. Cornyn</b>
-----	-----	<b>Mr. Leahy*</b>
-----	-----	<b>Mr. Kennedy*</b>
-----	-----	<b>Mr. Biden*</b>
-----	-----	<b>Mr. Kohl*</b>
-----	-----	<b>Mrs. Feinstein*</b>
-----	-----	<b>Mr. Feingold*</b>
-----	-----	<b>Mr. Schumer*</b>
-----	-----	<b>Mr. Durbin*</b>
-----	-----	<b>Mr. Edwards*</b>
<b>X</b>		<b>Mr. Chairman</b>
<b>10</b>	<b>0</b>	<b>TOTAL</b>

\*Members voting present.

**SENATE JUDICIARY COMMITTEE**

**DATE: March 27, 2003**

**VOTE ON: Motion to report favorably the nomination of McGregor Scott to be US Attorney for the Eastern District of California.**

**REPORTED FAVORABLY BY UNANIMOUS CONSENT  
MEMBERS INDICATED WERE PRESENT WHEN THE MOTION OCCURRED**

<b>MEMBERS</b>	<b>PRESENT</b>
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<b>Mr. Grassley</b>	<b>X</b>
<b>Mr. Specter</b>	<b>X</b>
<b>Mr. Kyl</b>	<b>X</b>
<b>Mr. DeWine</b>	<b>X</b>
<b>Mr. Sessions</b>	
<b>Mr. Graham</b>	<b>X</b>
<b>Mr. Craig</b>	<b>X</b>
<b>Mr. Chambliss</b>	<b>X</b>
<b>Mr. Cornyn</b>	<b>X</b>
<b>Mr. Leahy</b>	
<b>Mr. Kennedy</b>	
<b>Mr. Biden</b>	
<b>Mr. Kohl</b>	
<b>Mrs. Feinstein</b>	
<b>Mr. Feingold</b>	<b>X</b>
<b>Mr. Schumer</b>	<b>X</b>
<b>Mr. Durbin</b>	<b>X</b>
<b>Mr. Edwards</b>	
<b>Mr. Hatch, Chairman</b>	<b>X</b>

**SENATE JUDICIARY COMMITTEE**

**DATE: March 6, 2003**

**VOTE ON: Motion to hold over S. 274, Class Action Fairness Act of 2003**

**HELD OVER BY UNANIMOUS CONSENT  
MEMBERS INDICATED WERE PRESENT WHEN THE MOTION OCCURRED**

<b>MEMBERS</b>	<b>PRESENT</b>
<b>Mr. Grassley</b>	<b>X</b>

<b>Mr. Specter</b>	<b>X</b>
<b>Mr. Kyl</b>	<b>X</b>
<b>Mr. DeWine</b>	<b>X</b>
<b>Mr. Sessions</b>	
<b>Mr. Graham</b>	<b>X</b>
<b>Mr. Craig</b>	<b>X</b>
<b>Mr. Chambliss</b>	<b>X</b>
<b>Mr. Cornyn</b>	<b>X</b>
<b>Mr. Leahy</b>	
<b>Mr. Kennedy</b>	
<b>Mr. Biden</b>	
<b>Mr. Kohl</b>	
<b>Mrs. Feinstein</b>	
<b>Mr. Feingold</b>	<b>X</b>
<b>Mr. Schumer</b>	<b>X</b>
<b>Mr. Durbin</b>	<b>X</b>
<b>Mr. Edwards</b>	
<b>Mr. Hatch, Chairman</b>	<b>X</b>