

1 OPEN EXECUTIVE SESSION TO CONSIDER THE NOMINATIONS OF
2 JEFFREY KESSLER, OF VIRGINIA, TO BE AN ASSISTANT
3 SECRETARY OF COMMERCE, DEPARTMENT OF COMMERCE; LYNN A.
4 JOHNSON, OF COLORADO, TO BE ASSISTANT SECRETARY FOR
5 FAMILY SUPPORT, DEPARTMENT OF HEALTH AND HUMAN SERVICES;
6 ELIZABETH ANN COPELAND, OF TEXAS, TO BE A JUDGE OF THE
7 UNITED STATES TAX COURT FOR A TERM OF FIFTEEN YEARS; AND
8 PATRICK J. URDA, OF INDIANA, TO BE A JUDGE OF THE UNITED
9 STATES TAX COURT FOR A TERM OF FIFTEEN YEARS
10 THURSDAY, JUNE 28, 2018
11 U.S. Senate,
12 Committee on Finance,
13 Washington, DC.

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15 The hearing was convened, pursuant to notice, at
16 2:15 p.m., in room S-216, The President's Room, United
17 States Capitol, Hon. Orrin G. Hatch (chairman of the
18 committee) presiding.

19 Present: Senators Grassley, Crapo, Enzi, Cornyn,
20 Thune, Burr, Isakson, Portman, Toomey, Heller, Scott,
21 Cassidy, Wyden, Cantwell, Nelson, Menendez, Carper,
22 Cardin, Brown, Bennet, Casey, Warner, and McCaskill.

23 Also present: Republican Staff: Nicholas Wyatt,
24 Tax and Nominations Professional Staff Member.
25 Democratic Staff: Joshua Sheinkman, Staff Director;
26 Michael Evans, General Counsel; and Ian Nicholson,

1 Investigator. Non-Designated Staff: Joshua LeVasseur,
2 Chief Clerk; and Athena Schritz, Hearing Clerk.
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1 OPENING STATEMENT OF HON. ORRIN G. HATCH, A U.S. SENATOR
2 FROM UTAH, CHAIRMAN, COMMITTEE ON FINANCE

3

4 The Chairman. We meet this afternoon in executive
5 session to consider the nominations of Mr. Kessler, Ms.
6 Johnson, Ms. Copeland, and Mr. Urda.

7 At this time, I would entertain a motion to
8 favorably report the nomination of Mr. Kessler.

9 Senator Wyden. Mr. Chairman, I so move.

10 The Chairman. The clerk will call the roll.

11 The Clerk. Mr. Grassley?

12 Senator Grassley. Aye.

13 The Clerk. Mr. Crapo?

14 Senator Crapo. Aye.

15 The Clerk. Mr. Roberts?

16 The Chairman. Aye by proxy.

17 The Clerk. Mr. Enzi?

18 Senator Enzi. Aye.

19 The Clerk. Mr. Cornyn?

20 Senator Cornyn. Aye.

21 The Clerk. Mr. Thune?

22 Senator Thune. Aye.

23 The Clerk. Mr. Burr?

24 Senator Burr. Aye.

25 The Clerk. Mr. Isakson?

26 Senator Isakson. Aye.

1 The Clerk. Mr. Portman?
2 Senator Portman. Aye.
3 The Clerk. Mr. Toomey?
4 Senator Toomey. Aye.
5 The Clerk. Mr. Heller?
6 Senator Heller. Aye.
7 The Clerk. Mr. Scott?
8 Senator Scott. Aye.
9 The Clerk. Mr. Cassidy?
10 Senator Cassidy. Aye.
11 The Clerk. Mr. Wyden?
12 Senator Wyden. Aye.
13 The Clerk. Ms. Stabenow?
14 Senator Wyden. Aye by proxy.
15 The Clerk. Ms. Cantwell?
16 Senator Cantwell. Aye.
17 The Clerk. Mr. Nelson?
18 Senator Nelson. Aye.
19 The Clerk. Mr. Menendez?
20 Senator Menendez. Aye.
21 The Clerk. Mr. Carper?
22 Senator Carper. Aye.
23 The Clerk. Mr. Cardin?
24 Senator Cardin. Aye.
25 The Clerk. Mr. Brown?
26 Senator Brown. Aye.

1 The Clerk. Mr. Bennet?
2 Senator Bennet. Aye.
3 The Clerk. Mr. Casey?
4 Senator Casey. Aye.
5 The Clerk. Mr. Warner?
6 Senator Warner. Aye.
7 The Clerk. Mrs. McCaskill?
8 Senator McCaskill. Aye.
9 The Clerk. Senator Whitehouse?
10 Senator Wyden. Aye by proxy.
11 The Clerk. Mr. Chairman?
12 The Chairman. Aye.
13 The clerk will announce the vote.
14 The Clerk. Mr. Chairman, the final tally,
15 including proxies, is 27 ayes and 0 nays.
16 The Chairman. The "ayes" have it. The nomination
17 is ordered favorably reported. I now move that we report
18 the nomination of Ms. Johnson.
19 Senator Grassley. I so move.
20 The Chairman. The clerk will call the roll.
21 The Clerk. Mr. Grassley?
22 Senator Grassley. Aye.
23 The Clerk. Mr. Crapo?
24 Senator Crapo. Aye.
25 The Clerk. Mr. Roberts?
26 The Chairman. Aye by proxy.

1 The Clerk. Mr. Enzi?
2 Senator Enzi. Aye.
3 The Clerk. Mr. Cornyn?
4 Senator Cornyn. Aye.
5 The Clerk. Mr. Thune?
6 Senator Thune. Aye.
7 The Clerk. Mr. Burr?
8 Senator Burr. Aye.
9 The Clerk. Mr. Isakson?
10 Senator Isakson. Aye.
11 The Clerk. Mr. Portman?
12 Senator Portman. Aye.
13 The Clerk. Mr. Toomey?
14 Senator Toomey. Aye.
15 The Clerk. Mr. Heller?
16 Senator Heller. Aye.
17 The Clerk. Mr. Scott?
18 Senator Scott. Aye.
19 The Clerk. Mr. Cassidy?
20 Senator Cassidy. Aye.
21 The Clerk. Mr. Wyden?
22 Senator Wyden. No.
23 The Clerk. Ms. Stabenow?
24 Senator Wyden. No by proxy.
25 The Clerk. Ms. Cantwell?
26 Senator Cantwell. No.

1 The Clerk. Mr. Nelson?
2 Senator Nelson. No.
3 The Clerk. Mr. Menendez?
4 Senator Menendez. No.
5 The Clerk. Mr. Carper?
6 Senator Carper. No.
7 The Clerk. Mr. Cardin?
8 Senator Cardin. No.
9 The Clerk. Mr. Brown?
10 Senator Brown. No.
11 The Clerk. Mr. Bennet?
12 Senator Bennet. Aye.
13 The Clerk. Mr. Casey?
14 Senator Casey. No.
15 The Clerk. Mr. Warner?
16 Senator Warner. No.
17 The Clerk. Mrs. McCaskill?
18 Senator McCaskill. Aye.
19 The Clerk. Senator Whitehouse?
20 Senator Wyden. No by proxy.
21 The Clerk. Mr. Chairman?
22 The Chairman. Aye.
23 The clerk will announce the vote.
24 The Clerk. Mr. Chairman, the final tally,
25 including proxies, is 16 ayes and 11 nays.
26 The Chairman. The "ayes" have it. The nomination

1 is ordered favorably reported. I now move that we report
2 the nomination of Ms. Copeland.

3 Senator Wyden. Mr. Chairman, I so move.

4 The Chairman. The clerk will call the roll.

5 The Clerk. Mr. Grassley?

6 Senator Grassley. Aye.

7 The Clerk. Mr. Crapo?

8 Senator Crapo. Aye.

9 The Clerk. Mr. Roberts?

10 The Chairman. Aye by proxy.

11 The Clerk. Mr. Enzi?

12 Senator Enzi. Aye.

13 The Clerk. Mr. Cornyn?

14 Senator Cornyn. Aye.

15 The Clerk. Mr. Thune?

16 Senator Thune. Aye.

17 The Clerk. Mr. Burr?

18 Senator Burr. Aye.

19 The Clerk. Mr. Isakson?

20 Senator Isakson. Aye.

21 The Clerk. Mr. Portman?

22 Senator Portman. Aye.

23 The Clerk. Mr. Toomey?

24 Senator Toomey. Aye.

25 The Clerk. Mr. Heller?

26 Senator Heller. Aye.

1 The Clerk. Mr. Scott?
2 Senator Scott. Aye.
3 The Clerk. Mr. Cassidy?
4 Senator Cassidy. Aye.
5 The Clerk. Mr. Wyden?
6 Senator Wyden. Aye.
7 The Clerk. Ms. Stabenow?
8 Senator Wyden. Aye by proxy.
9 The Clerk. Ms. Cantwell?
10 Senator Cantwell. Aye.
11 The Clerk. Mr. Nelson?
12 Senator Nelson. Aye.
13 The Clerk. Mr. Menendez?
14 Senator Menendez. Aye.
15 The Clerk. Mr. Carper?
16 Senator Carper. Aye.
17 The Clerk. Mr. Cardin?
18 Senator Cardin. Aye.
19 The Clerk. Mr. Brown?
20 Senator Brown. Aye.
21 The Clerk. Mr. Bennet?
22 Senator Bennet. Aye.
23 The Clerk. Mr. Casey?
24 Senator Casey. Aye.
25 The Clerk. Mr. Warner?
26 Senator Warner. Aye.

1 The Clerk. Mrs. McCaskill?

2 Senator McCaskill. Aye.

3 The Clerk. Senator Whitehouse?

4 Senator Wyden. Aye by proxy.

5 The Clerk. Mr. Chairman?

6 The Chairman. Aye.

7 The clerk will announce the vote.

8 The Clerk. Mr. Chairman, the final tally,
9 including proxies, is 27 ayes and 0 nays.

10 The Chairman. The "ayes" have it. The nomination
11 is ordered favorably reported. I now move that we report
12 the nomination of Mr. Urda.

13 Senator Wyden. Mr. Chairman, I so move.

14 The Chairman. The clerk will call the roll.

15 The Clerk. Mr. Grassley?

16 Senator Grassley. Aye.

17 The Clerk. Mr. Crapo?

18 Senator Crapo. Aye.

19 The Clerk. Mr. Roberts?

20 The Chairman. Aye by proxy.

21 The Clerk. Mr. Enzi?

22 Senator Enzi. Aye.

23 The Clerk. Mr. Cornyn?

24 Senator Cornyn. Aye.

25 The Clerk. Mr. Thune?

26 Senator Thune. Aye.

1 The Clerk. Mr. Burr?
2 Senator Burr. Aye.
3 The Clerk. Mr. Isakson?
4 Senator Isakson. Aye.
5 The Clerk. Mr. Portman?
6 Senator Portman. Aye.
7 The Clerk. Mr. Toomey?
8 Senator Toomey. Aye.
9 The Clerk. Mr. Heller?
10 Senator Heller. Aye.
11 The Clerk. Mr. Scott?
12 Senator Scott. Aye.
13 The Clerk. Mr. Cassidy?
14 Senator Cassidy. Aye.
15 The Clerk. Mr. Wyden?
16 Senator Wyden. Aye.
17 The Clerk. Ms. Stabenow?
18 Senator Wyden. Aye by proxy.
19 The Clerk. Ms. Cantwell?
20 Senator Cantwell. Aye.
21 The Clerk. Mr. Nelson?
22 Senator Nelson. Aye.
23 The Clerk. Mr. Menendez?
24 Senator Menendez. Aye.
25 The Clerk. Mr. Carper?
26 Senator Carper. Aye.

1 The Clerk. Mr. Cardin?
2 Senator Cardin. Aye.
3 The Clerk. Mr. Brown?
4 Senator Brown. Aye.
5 The Clerk. Mr. Bennet?
6 Senator Bennet. Aye.
7 The Clerk. Mr. Casey?
8 Senator Casey. Aye.
9 The Clerk. Mr. Warner?
10 Senator Warner. Aye.
11 The Clerk. Mrs. McCaskill?
12 Senator McCaskill. Aye.
13 The Clerk. Senator Whitehouse?
14 Senator Wyden. Aye by proxy.
15 The Clerk. Mr. Chairman?
16 The Chairman. Aye.
17 The clerk will announce the vote.
18 The Clerk. Mr. Chairman, the final tally,
19 including proxies, is 27 ayes and 0 nays.
20 The Chairman. The "ayes" have it. The nomination
21 is ordered favorably reported. I thank my colleagues and
22 recess the meeting subject to the call of the chair.
23 [Whereupon, at 2:55 p.m., the meeting was
24 adjourned.]
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I N D E X

PAGE

STATEMENT OF:

THE HONORABLE ORRIN G. HATCH
A United States Senator
from the State of Utah

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