

from Minnesota (Ms. KLOBUCHAR), the Senator from Vermont (Mr. SANDERS), the Senator from Massachusetts (Ms. WARREN), and the Senator from Rhode Island (Mr. WHITEHOUSE) are necessarily absent.

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

The result was announced—yeas 86, nays 4, as follows:

[Rollcall Vote No. 369 Ex.]

YEAS—86

Alexander	Fischer	Peters
Baldwin	Gardner	Portman
Barrasso	Graham	Reed
Blackburn	Grassley	Risch
Blumenthal	Hassan	Roberts
Blunt	Hawley	Romney
Boozman	Hirono	Rosen
Braun	Hoeven	Rubio
Brown	Hyde-Smith	Sasse
Burr	Inhofe	Schatz
Capito	Isakson	Schumer
Cardin	Johnson	Scott (FL)
Carper	Jones	Shaheen
Casey	Kaine	Shelby
Cassidy	Kennedy	Sinema
Collins	King	Smith
Coons	Lankford	Stabenow
Cornyn	Leahy	Sullivan
Cortez Masto	Lee	Tester
Cotton	Manchin	Thune
Cramer	McConnell	Tillis
Crapo	McSally	Toomey
Cruz	Menendez	Udall
Daines	Merkley	Van Hollen
Duckworth	Moran	Warner
Durbin	Murkowski	Wicker
Enzi	Murphy	Wyden
Ernst	Paul	Young
Feinstein	Perdue	

NAYS—4

Cantwell	Markey
Heinrich	Murray

NOT VOTING—10

Bennet	Klobuchar	Warren
Booker	Rounds	Whitehouse
Gillibrand	Sanders	
Harris	Scott (SC)	

The nomination was confirmed.

The PRESIDING OFFICER. Under the previous order, the motion to reconsider is considered made and laid upon the table, and the President will be immediately notified of the Senate's action.

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 senior 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, do hereby move to bring to a close debate on the nomination of John L. Sinatra, Jr., of New York, to be United States District Judge for the Western District of New York.

Mitch McConnell, John Boozman, John Cornyn, Mike Crapo, Pat Roberts, Mike Rounds, Thom Tillis, Roger F. Wicker, Cindy Hyde-Smith, Kevin Cramer, John Hoeven, Rob Portman, Dan Sullivan, Chuck Grassley, Richard Burr, John Thune, Roy Blunt.

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 John L. Sinatra, Jr., of New York, to be United States District Judge for the Western District of New York, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The senior assistant legislative clerk called the roll.

Mr. THUNE. The following Senator is necessarily absent: the Senator from South Dakota (Mr. ROUNDS).

Mr. DURBIN. I announce that the Senator from New Jersey (Mr. BOOKER), the Senator from New York (Mrs. GILLIBRAND), the Senator from California (Ms. HARRIS), the Senator from Minnesota (Ms. KLOBUCHAR), the Senator from Vermont (Mr. SANDERS), the Senator from Massachusetts (Ms. WARREN), and the Senator from Rhode Island (Mr. WHITEHOUSE) are necessarily absent.

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

The yeas and nays resulted—yeas 76, nays 16, as follows:

[Rollcall Vote No. 370 Ex.]

YEAS—76

Alexander	Fischer	Peters
Baldwin	Gardner	Portman
Barrasso	Graham	Reed
Bennet	Grassley	Risch
Blackburn	Hassan	Roberts
Blunt	Hawley	Romney
Boozman	Hoeven	Rosen
Braun	Hyde-Smith	Rubio
Burr	Inhofe	Sasse
Capito	Isakson	Schumer
Cardin	Johnson	Scott (FL)
Carper	Jones	Scott (SC)
Casey	Kaine	Shaheen
Cassidy	Kennedy	Shelby
Collins	King	Sinema
Coons	Lankford	Smith
Cornyn	Leahy	Stabenow
Cortez Masto	Lee	Sullivan
Cotton	Manchin	Tester
Cramer	McConnell	Thune
Crapo	McSally	Tillis
Cruz	Moran	Toomey
Daines	Murkowski	Warner
Enzi	Murphy	Wicker
Ernst	Paul	Young
Feinstein	Perdue	

NAYS—16

Blumenthal	Hirono	Smith
Brown	Markey	Udall
Cantwell	Menendez	Van Hollen
Duckworth	Merkley	Wyden
Durbin	Murray	
Heinrich	Schatz	

NOT VOTING—8

Booker	Klobuchar	Warren
Gillibrand	Rounds	Whitehouse
Harris	Sanders	

The PRESIDING OFFICER. On this vote, the yeas are 76, the nays are 16.

The motion is agreed to.

EXECUTIVE CALENDAR

The PRESIDING OFFICER. The Clerk will report the nomination.

The senior assistant legislative clerk read the nomination of John L. Sinatra, Jr., of New York, to be United States District Judge for the Western District of New York.

ORDER OF PROCEDURE

Mr. WICKER. Mr. President, I ask unanimous consent that following the

cloture vote on Executive Calendar No. 353, the time following the recess until 4:30 p.m. be reserved for tributes to retiring Senator ISAKSON; further that the time from 4:30 p.m. to 5 p.m. be equally divided between the leaders or their designees on the nomination, and that at 5 p.m., the Senate vote on cloture on the following nominations in the order listed: Executive Calendar Nos. 478, 381, 459, and 460; that if cloture is invoked, the confirmation votes on Executive Calendar Nos. 353, 478, 381, 459, and 460 occur at 2 p.m. on Wednesday, December 4.

I further ask unanimous consent that the mandatory quorum call with respect to the Duncan nomination be waived and that the cloture votes on Executive Calendar Nos. 479, 489, and 386 occur at 11:30 a.m. on Wednesday, December 4, and that if cloture is invoked, the confirmation votes occur at a time to be determined by the majority leader in consultation with the Democratic leader on Thursday, December 5.

I further ask unanimous consent that, with respect to all the votes ordered in this agreement, if the nomination is confirmed, the motion to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's action.

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

Mr. WICKER. Mr. President, I ask unanimous consent that Senator FEINSTEIN be allowed to speak for up to 10 minutes prior to the scheduled recess.

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

The Senator from California.

NOMINATION OF SARAH E. PITLYK

Mrs. FEINSTEIN. Mr. President, I rise today in opposition to the nomination of Sarah Pitlyk to the United States District Court for the Eastern District of Missouri. Ms. Pitlyk's record is extremely troubling and raises a number of questions about her ability to be a fair and impartial judge.

Ms. Pitlyk was deemed by the American Bar Association to be Not Qualified, one of only 3 percent of people reviewed by the Bar over the past 3 years. This is the first that I have had occasion to review in total. A district court judge, as you well know, must hit the ground running. Ms. Pitlyk's lack of practical knowledge and experience would significantly disadvantage the litigants appearing before her.

I also want to acknowledge the highly unusual nature of a "Not Qualified" rating by the Bar; 97 percent of President Trump's nominees have been rated at least "Qualified" by the American Bar Association. This means that Ms. Pitlyk falls in the small minority—just 3 percent—of candidates deemed not qualified by the American Bar Association. This shows how rare that rating is. The ABA has been reviewing the qualifications, as you already know, of judicial nominees since 1989. They know what they are doing, and those of us on the committee take their evaluations very seriously.