

Mr. Phillips served as a clerk for U.S. district judge Alan Johnson of Wyoming. Judge Johnson writes that Greg is "devoted to the rule of law and will honor the remarkable judicial officers who preceded him." Specifically, Judge Johnson notes that Mr. Phillips' thorough study of the U.S. sentencing guidelines, experience as a Federal criminal prosecutor, and understanding of State and Federal legal issues will serve him well on the Tenth Circuit.

Mr. Phillips also has strong support from his colleagues from around the Nation. Thirty-four attorneys general wrote the Senate Judiciary Committee in March expressing their support for the nomination. I am told there would have been more signatures on that letter, but the nomination was advanced so diligently that some did not get a chance to sign the letter before Greg's hearing.

I would like to conclude by saying that I can personally attest to Mr. Phillips' qualifications to serve as a Federal judge. Greg was on the senate Judiciary Committee when we served together in the Wyoming Legislature. On the senate floor, we sat across the aisle from each other—and I do not mean just across the Republican-Democratic aisle, I mean right next to each other across the aisle—and got to visit a lot. He was a part of formulating my 80 percent rule for legislating.

Greg and his family are highly respected in their Wyoming community, and Wyoming is proud to call Greg one of our own. He will be an outstanding judge to follow Terry O'Brien, another longtime friend of mine. Terry and I, when he was a Wyoming District Court judge and I was in the Wyoming State senate, used to have dinner together to solve the world's problems. Then I became a U.S. Senator and he became a U.S. circuit court judge. I know his successor will honorably fill that seat.

Mr. Phillips is highly qualified to serve on the Tenth Circuit Court of Appeals, and I call on my colleagues to also support his confirmation. Let's get this man to work in his new job.

I yield the floor.

The PRESIDING OFFICER. The junior Senator from Wyoming.

Mr. BARRASSO. Mr. President, I join Senator ENZI in strongly supporting the nomination of Greg Phillips to a seat on the Tenth Circuit Court of Appeals. Greg Phillips will be an outstanding judge. He graduated with honors, as you heard from Senator ENZI, from the University of Wyoming College of Law. He has worked in private practice, he has worked in the Office of the U.S. Attorney for Wyoming, and he currently serves as attorney general for the State of Wyoming. The breadth of his experience, his understanding of the law and the role of a judge, as well as the thoroughness with which he approaches his responsibilities—well, they will serve him well.

The people who know him best—his peers—uniformly praise his intellect,

his diligence, and his fairness. His former boss, U.S. district judge Alan Johnson, said this in a recent letter to Senator ENZI:

Again and again, local defense attorneys have expressed their appreciation for the fair handed, respectful, and even tempered treatment they have received from Greg Phillips.

We are very fortunate in Wyoming to have Greg Phillips nominated for the bench. I have no doubt that as his career continues, he will become a successful and a respected member of the Tenth Circuit Court of Appeals. I strongly encourage all Members of the Senate to join Senator ENZI and me in voting to confirm Greg Phillips.

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. ENZI. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

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

Mr. ENZI. I yield back the remainder of any of our time and ask for the yeas and nays.

The PRESIDING OFFICER. All time is yielded back.

Is there a sufficient second?

There appears to be a sufficient second.

The question is, Will the Senate advise and consent to the nomination of Gregory Alan Phillips, of Wyoming, to be United States Circuit Judge for the Tenth Circuit?

The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from Washington (Ms. CANTWELL), the Senator from North Dakota (Ms. HEITKAMP), and the Senator from Maine (Mr. KING) are necessarily absent.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Indiana (Mr. COATS), the Senator from Texas (Mr. CRUZ), the Senator from Arizona (Mr. FLAKE), the Senator from South Carolina (Mr. GRAHAM), the Senator from Oklahoma (Mr. INHOFE), the Senator from Arizona (Mr. MCCAIN), the Senator from Alaska (Ms. MURKOWSKI), the Senator from Florida (Mr. RUBIO), and the Senator from Pennsylvania (Mr. TOOMEY).

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

The result was announced—yeas 88, nays 0, as follows:

[Rollcall Vote No. 169 Ex.]

YEAS—88

Alexander	Brown	Corker
Ayotte	Burr	Cornyn
Baldwin	Cardin	Cowan
Barrasso	Carper	Crapo
Baucus	Casey	Donnelly
Begich	Chambliss	Durbin
Bennet	Chiesa	Enzi
Blumenthal	Coburn	Feinstein
Blunt	Cochran	Fischer
Boozman	Collins	Franken
Boxer	Coons	Gillibrand

Grassley	Manchin	Schatz
Hagan	McCaskill	Schumer
Harkin	McConnell	Scott
Hatch	Menendez	Sessions
Heinrich	Merkley	Shaheen
Heller	Mikulski	Shelby
Hirono	Moran	Stabenow
Hoeven	Murphy	Tester
Isakson	Murray	Thune
Johanns	Nelson	Udall (CO)
Johnson (SD)	Paul	Udall (NM)
Johnson (WI)	Portman	Vitter
Kaine	Pryor	Warner
Kirk	Reed	Warren
Klobuchar	Reid	Whitehouse
Landrieu	Risch	Wicker
Leahy	Roberts	Wyden
Lee	Rockefeller	
Levin	Sanders	

NOT VOTING—12

Cantwell	Graham	McCain
Coats	Heitkamp	Murkowski
Cruz	Inhofe	Rubio
Flake	King	Toomey

The nomination was confirmed.

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

LEGISLATIVE SESSION

The PRESIDING OFFICER. Under the previous order, the Senate will resume legislative session.

The PRESIDING OFFICER. The majority leader.

KEEP STUDENT LOANS AFFORDABLE ACT OF 2013—MOTION TO PROCEED—Continued

Mr. REID. Mr. President, it is my understanding a motion to proceed to S. 1238 is now pending; is that correct?

The PRESIDING OFFICER. That is correct.

CLOTURE MOTION

Mr. REID. I have a cloture motion at the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The 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, hereby move to bring to a close the debate on the motion to proceed to calendar No. 124, S. 1238, a bill to amend the Higher Education Act of 1965 to extend the current reduced interest rate for undergraduate Federal Direct Stafford Loans for 1 year, to modify required distribution rules for pension plans, and for other purposes.

Harry Reid, Tom Harkin, Jack Reed, Kirsten E. Gillibrand, Patrick J. Leahy, Amy Klobuchar, Tom Udall, Sheldon Whitehouse, Ron Wyden, Benjamin L. Cardin, Richard Blumenthal, Christopher A. Coons, Sherrod Brown, Robert P. Casey Jr., Elizabeth Warren, Al Franken, Richard J. Durbin, Debbie Stabenow.

Mr. REID. I ask unanimous consent the mandatory quorum required under rule XXII be waived.

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