

Mr. DURBIN. I announce that the Senator from New Jersey, (Mr. BOOKER) and the Senator from Colorado (Mr. UDALL) are necessarily absent.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Arkansas (Mr. BOOZMAN), the Senator from Mississippi (Mr. COCHRAN), and the Senator from Utah (Mr. LEE).

Further, if present and voting, the Senator from Arkansas (Mr. BOOZMAN) would have voted “nay” and the Senator from Utah (Mr. LEE) would have voted “nay”.

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

The result was announced—yeas 48, nays 46, as follows:

[Rollcall Vote No. 167 Ex.]

**YEAS—48**

Baldwin	Hagan	Murphy
Begich	Harkin	Murray
Bennet	Heinrich	Pryor
Blumenthal	Heitkamp	Reed
Boxer	Hirono	Reid
Brown	Johnson (SD)	Rockefeller
Cantwell	Kaine	Schatz
Cardin	King	Schumer
Carper	Klobuchar	Stabenow
Casey	Leahy	Tester
Coons	Manchin	Udall (NM)
Donnelly	Markey	Walsh
Durbin	McCaskill	Warner
Feinstein	Menendez	Warren
Franken	Merkley	Whitehouse
Gillibrand	Mikulski	Wyden

**NAYS—46**

Alexander	Graham	Paul
Ayotte	Grassley	Portman
Barrasso	Hatch	Risch
Blunt	Heller	Roberts
Burr	Hoeven	Rubio
Chambliss	Inhofe	Sanders
Coats	Isakson	Scott
Coburn	Johanns	Sessions
Collins	Johnson (WI)	Shaheen
Corker	Kirk	Shelby
Cornyn	Landrieu	Thune
Crapo	McCain	Toomey
Cruz	McConnell	Vitter
Enzi	Moran	Wicker
Fischer	Murkowski	
Flake	Nelson	

**PRESENT AND GIVING A LIVE PAIR—1**

Levin

**NOT VOTING—5**

Booker	Cochran	Udall (CO)
Boozman	Lee	

The nomination was confirmed.

**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 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 debate on the nomination of Mark G. Mastroianni, of Massachusetts, to be United States District Judge for the District of Massachusetts.

Harry Reid, Patrick J. Leahy, Al Franken, Barbara Boxer, Christopher A. Coons, Richard J. Durbin, Sherrod Brown, Richard Blumenthal, Carl Levin, Bill Nelson, Amy Klobuchar, Robert P. Casey, Jr., Elizabeth Warren, Sheldon Whitehouse, Mazie K. Hirono, Tom Harkin, Tom Udall.

The PRESIDING OFFICER. There will now be 2 minutes of debate equally divided prior to the vote.

Mr. REID. Mr. President, I ask unanimous consent to yield back the time.

The PRESIDING OFFICER. Is there objection? Without objection, all time is yielded back.

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 Mark G. Mastroianni, of Massachusetts, to be United States District Judge for the District of Massachusetts shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from New Jersey (Mr. BOOKER) and the Senator from Colorado (Mr. UDALL) are necessarily absent.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Arkansas (Mr. BOOZMAN), the Senator from Mississippi (Mr. COCHRAN), and the Senator from Utah (Mr. LEE).

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

The yeas and nays resulted—yeas 56, nays 39, as follows:

[Rollcall Vote No. 168 Ex.]

**YEAS—56**

Ayotte	Harkin	Murray
Baldwin	Heinrich	Nelson
Begich	Heitkamp	Pryor
Bennet	Hirono	Reed
Blumenthal	Johnson (SD)	Reid
Boxer	Kaine	Rockefeller
Brown	King	Sanders
Cantwell	Klobuchar	Schatz
Cardin	Landrieu	Schumer
Carper	Leahy	Shaheen
Casey	Levin	Stabenow
Collins	Manchin	Tester
Coons	Markey	Udall (NM)
Donnelly	McCaskill	Walsh
Durbin	Menendez	Warner
Feinstein	Merkley	Warren
Franken	Mikulski	Whitehouse
Gillibrand	Murkowski	Wyden
Hagan	Murphy	

**NAYS—39**

Alexander	Flake	Moran
Barrasso	Graham	Paul
Blunt	Grassley	Portman
Burr	Hatch	Risch
Chambliss	Heller	Roberts
Coats	Hoeven	Rubio
Coburn	Inhofe	Scott
Corker	Isakson	Sessions
Cornyn	Johanns	Shelby
Crapo	Johnson (WI)	Thune
Cruz	Kirk	Toomey
Enzi	McCain	Vitter
Fischer	McConnell	Wicker

**NOT VOTING—5**

Booker	Cochran	Udall (CO)
Boozman	Lee	

The PRESIDING OFFICER. On this vote the yeas are 56, the nays are 39. The motion is agreed to.

**NOMINATION OF MARK G. MASTROIANNI TO BE UNITED STATES DISTRICT JUDGE FOR THE DISTRICT OF MASSACHUSETTS**

The PRESIDING OFFICER. The clerk will report the nomination.

The assistant legislative clerk read the nomination of Mark G. Mastroianni, of Massachusetts, to be United States District Judge for the District of Massachusetts.

**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 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 debate on the nomination of Bruce Howe Hendricks, of South Carolina, to be United States District Judge for the District of South Carolina.

Harry Reid, Patrick J. Leahy, Al Franken, Barbara Boxer, Christopher A. Coons, Richard J. Durbin, Sherrod Brown, Richard Blumenthal, Carl Levin, Bill Nelson, Amy Klobuchar, Robert P. Casey, Jr., Elizabeth Warren, Sheldon Whitehouse, Mazie K. Hirono, Tom Harkin, Tom Udall.

The PRESIDING OFFICER. There will now be 2 minutes of debate on the motion to invoke cloture.

Mr. CARDIN. Mr. President, we yield back the time.

The PRESIDING OFFICER. Is there objection?

Without objection, all time is yielded back.

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 Bruce Howe Hendricks, of South Carolina, to be United States District Judge for the District of South Carolina, shall be brought to a close?

The yeas and nays are mandatory under the rule.

The clerk will call the roll.

The assistant legislative clerk called the roll.

Mr. DURBIN. I announce that the Senator from New Jersey (Mr. BOOKER), the Senator from Louisiana (Ms. LANDRIEU), and the Senator from Colorado (Mr. UDALL) are necessarily absent.

Mr. CORNYN. The following Senators are necessarily absent: the Senator from Arkansas (Mr. BOOZMAN), the Senator from Mississippi (Mr. COCHRAN), and the Senator from Utah (Mr. LEE).

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

The yeas and nays resulted—yeas 59, nays 35, as follows:

[Rollcall Vote No. 169 Ex.]

**YEAS—59**

Ayotte	Coons	Johnson (SD)
Baldwin	Donnelly	Kaine
Begich	Durbin	King
Bennet	Feinstein	Klobuchar
Blumenthal	Franken	Leahy
Boxer	Gillibrand	Levin
Brown	Graham	Manchin
Cantwell	Hagan	Markey
Cardin	Harkin	McCain
Carper	Heinrich	McCaskill
Casey	Heitkamp	Menendez
Collins	Hirono	Merkley