

Daily Digest

HIGHLIGHTS

Senate passed H.R. 5305, Extending Government Funding and Delivering Emergency Assistance Act, as amended.

Senate

Chamber Action

Routine Proceedings, pages S6801–S6871

Measures Introduced: Twenty-one bills and seven resolutions were introduced, as follows: S. 2903–2923, and S. Res. 398–404. **Pages S6841–42**

Measures Reported:

S. 1486, to eliminate discrimination and promote women's health and economic security by ensuring reasonable workplace accommodations for workers whose ability to perform the functions of a job are limited by pregnancy, childbirth, or a related medical condition, with an amendment in the nature of a substitute. **Page S6841**

Measures Passed:

Extending Government Funding and Delivering Emergency Assistance Act: By 65 yeas to 35 nays (Vote No. 397), Senate passed H.R. 5305, making continuing appropriations for the fiscal year ending September 30, 2022, and for providing emergency assistance, by the order of the Senate of Wednesday, September 29, 2021, 60 Senators having voted in the affirmative, and after taking action on the following amendments proposed thereto:

Pages S6801–10

Adopted:

Leahy Amendment No. 3830, in the nature of a substitute. **Pages S6809–10**

Rejected:

By 50 yeas to 50 nays (Vote No. 394), Leahy (for Cotton) Amendment No. 3833 (to Amendment No. 3830), to modify the immigration benefits for which certain Afghan nationals are eligible. **Page S6808**

By 50 yeas to 50 nays (Vote No. 395), Leahy (for Marshall/Braun) Amendment No. 3831 (to Amendment No. 3830), to prohibit the use of Federal funds for implementing or enforcing COVID–19 vaccine mandates. (Pursuant to the order of Wednesday, Sep-

tember 29, 2021, the amendment having failed to achieve 60 affirmative votes, was not agreed to.)

Pages S6808–09

By 53 yeas to 47 nays (Vote No. 396), Leahy (for Braun) Amendment No. 3832 (to Amendment No. 3830), to provide that Members of Congress may not receive pay after October 1 of any fiscal year in which Congress has not approved a concurrent resolution on the budget and passed the regular appropriations bills. (Pursuant to the order of Wednesday, September 29, 2021, the amendment having failed to achieve 60 affirmative votes, was not agreed to.)

Page S6809

Manufacturing.gov Act: Senate passed S. 1037, to provide for the establishment of a section of the website of the Department of Commerce that shall serve as the primary hub for information relating to Federal manufacturing programs, after agreeing to the committee amendment in the nature of a substitute. **Page S6856**

FLOODS Act: Committee on Commerce, Science, and Transportation was discharged from further consideration of S. 558, to establish a national integrated flood information system within the National Oceanic and Atmospheric Administration, and the bill was then passed, after agreeing to the following amendment proposed thereto: **Pages S6856–60**

Schumer (for Wicker) Amendment No. 3840, in the nature of a substitute. **Page S6857**

Fisbery Resource Disaster Relief Program: Senate passed S. 2923, to improve the Fishery Resource Disaster Relief program of the National Marine Fisheries Service. **Pages S6860–63**

National Democracy Month: Committee on the Judiciary was discharged from further consideration of S. Res. 338, designating September 2021 as National Democracy Month as a time to reflect on the contributions of the system of government of the

United States to a more free and stable world, and the resolution was then agreed to. **Page S6863**

Patriot Week: Committee on the Judiciary was discharged from further consideration of S. Res. 366, expressing support for the designation of the week of September 11 through September 17 as “Patriot Week”, and the resolution was then agreed to. **Page S6863**

Blue Star Welcome Week: Committee on the Judiciary was discharged from further consideration of S. Res. 368, designating September 25, 2021, through October 3, 2021, as “Blue Star Welcome Week”, and the resolution was then agreed to. **Page S6863**

Engrossment Correction: Senate agreed to S. Res. 402, providing for a correction in the engrossment of S. Res. 357. **Page S6863**

National Healthy Aging Month: Senate agreed to S. Res. 403, designating September 2021 as “National Healthy Aging Month” to raise awareness of and encourage healthy lifestyle behaviors and the prevention and management of chronic health conditions among older adults. **Page S6863**

National Retirement Security Month: Senate agreed to S. Res. 404, supporting the goals and ideals of National Retirement Security Month, including raising public awareness of the various tax-preferred retirement vehicles, increasing personal financial literacy, and engaging the people of the United States on the keys to success in achieving and maintaining retirement security throughout their lifetimes. **Page S6863**

House Messages:

Promoting Physical Activity for Americans Act: Senate began consideration of the amendment of the House of Representatives to S. 1301, to provide for the publication by the Secretary of Health and Human Services of physical activity recommendations for Americans, taking action on the following motions and amendments proposed thereto: **Pages S6832–33**

Pending:

Schumer motion to concur in the amendment of the House to the bill. **Page S6832**

Schumer motion to concur in the amendment of the House to the bill, with Schumer Amendment No. 3835, to change the enactment date. **Page S6832**

Schumer Amendment No. 3836 (to Amendment No. 3835), of a perfecting nature. **Page S6832**

Schumer motion to refer the bill to the Committee on Finance, with instructions, Schumer Amendment No. 3837, to change the enactment date. **Page S6832**

Schumer Amendment No. 3838 (to (the instructions) Amendment No. 3837), of a perfecting nature. **Page S6833**

Schumer Amendment No. 3839 (to Amendment No. 3838), of a perfecting nature. **Page S6833**

During consideration of this measure today, Senate also took the following action:

Senate agreed to the motion to proceed to Legislative Session. **Page S6832**

By 50 yeas to 43 nays (Vote No. 402), Senate agreed to the motion to proceed to consideration of the House message to accompany the bill. **Page S6832**

Meyer Nomination—Agreement: A unanimous-consent agreement was reached providing that the vote on confirmation of the nomination of Jonathan Eugene Meyer, of Ohio, to be General Counsel, Department of Homeland Security, occur at 5:30 p.m., on Monday, October 4, 2021. **Page S6832**

Adams-Allen Nomination—Cloture: Senate began consideration of the nomination of Paloma Adams-Allen, of the District of Columbia, to be a Deputy Administrator of the United States Agency for International Development. **Page S6833**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, and pursuant to the unanimous-consent agreement of Thursday, September 30, 2021, a vote on cloture will occur at 11:30 a.m., on Tuesday, October 5, 2021. **Page S6833**

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S6833**

A unanimous-consent agreement was reached providing for further consideration of the nomination at approximately 12 noon, on Friday, October 1, 2021. **Page S6863**

King Nomination—Cloture: Senate began consideration of the nomination of Lauren J. King, of Washington, to be United States District Judge for the Western District of Washington. **Pages S6833–34**

A motion was entered to close further debate on the nomination, and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a vote on cloture will occur upon disposition of the nomination of Paloma Adams-Allen, of the District of Columbia, to be a Deputy Administrator of the United States Agency for International Development. **Page S6833**

Prior to the consideration of this nomination, Senate took the following action:

Senate agreed to the motion to proceed to Legislative Session. **Page S6833**

Senate agreed to the motion to proceed to Executive Session to consider the nomination. **Page S6833**

Nominations Confirmed: Senate confirmed the following nominations:

By 50 yeas to 48 nays (Vote No. EX. 399), Rohit Chopra, of the District of Columbia, to be Director, Bureau of Consumer Financial Protection for a term of five years. **Page S6819**

By 51 yeas to 50 nays, Vice President voting yea (Vote No. EX. 398), Senate agreed to the motion to close further debate on the nomination.

Pages S6810–19

By 50 yeas to 45 nays (Vote No. EX. 401), Tracy Stone-Manning, of Montana, to be Director of the Bureau of Land Management. **Page S6819–**

By 50 yeas to 48 nays (Vote No. EX. 400), Senate agreed to the motion to close further debate on the nomination. **Page S6819**

Melanie Anne Egorin, of the District of Columbia, to be an Assistant Secretary of Health and Human Services.

Thomas Andrew Monheim, of Virginia, to be Inspector General of the Intelligence Community, Office of the Director of National Intelligence.

Daryl W. Baldwin, of Ohio, to be a Member of the National Council on the Humanities for a term expiring January 26, 2024.

Genine Macks Fidler, of Florida, to be a Member of the National Council on the Humanities for a term expiring January 26, 2022.

Erek L. Barron, of Maryland, to be United States Attorney for the District of Maryland for the term of four years.

Nicholas W. Brown, of Washington, to be United States Attorney for the Western District of Washington for the term of four years.

Clifford D. Johnson, of Indiana, to be United States Attorney for the Northern District of Indiana for the term of four years.

Zachary A. Myers, of Maryland, to be United States Attorney for the Southern District of Indiana for the term of four years.

Trini E. Ross, of New York, to be United States Attorney for the Western District of New York for the term of four years.

Vanessa Waldref, of Washington, to be United States Attorney for the Eastern District of Washington for the term of four years.

6 Air Force nominations in the rank of general.
2 Army nominations in the rank of general.
2 Marine Corps nominations in the rank of general.

1 Navy nomination in the rank of admiral.

Routine lists in the Air Force, Army, and Navy.

Pages S6869–71

Nominations Received: Senate received the following nominations:

Loren L. AliKhan, of the District of Columbia, to be an Associate Judge of the District of Columbia Court of Appeals for a term of fifteen years.

Adrienne Jennings Noti, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Ebony M. Scott, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for the term of fifteen years.

Donald Walker Tunnage, of the District of Columbia, to be an Associate Judge of the Superior Court of the District of Columbia for a term of fifteen years.

Bridget Meehan Brennan, of Ohio, to be United States District Judge for the Northern District of Ohio.

Victoria Marie Calvert, of Georgia, to be United States District Judge for the Northern District of Georgia.

John H. Chun, of Washington, to be United States District Judge for the Western District of Washington.

Samantha D. Elliott, of New Hampshire, to be United States District Judge for the District of New Hampshire.

Charles Esque Fleming, of Ohio, to be United States District Judge for the Northern District of Ohio.

Sarah Elisabeth Geraghty, of Georgia, to be United States District Judge for the Northern District of Georgia.

Dale E. Ho, of New York, to be United States District Judge for the Southern District of New York.

Linda Lopez, of California, to be United States District Judge for the Southern District of California.

Jinsook Ohta, of California, to be United States District Judge for the Southern District of California.

David Augustin Ruiz, of Ohio, to be United States District Judge for the Northern District of Ohio.

Routine lists in the Army and Coast Guard.

Pages S6863–69

Messages from the House: **Page S6839**

Measures Referred: **Page S6839**

Petitions and Memorials: **Pages S6839–41**

Executive Reports of Committees: **Page S6841**

Notice of a Tie Vote Under S. Res. 27: **Page S6837**

Additional Cosponsors: **Pages S6842–44**

Statements on Introduced Bills/Resolutions:

Pages S6844–47

Additional Statements:

Pages S6838–39

Amendments Submitted:

Pages S6850–56

Authorities for Committees to Meet: Page S6856

Record Votes: Nine record votes were taken today. (Total—402) Pages S6808–10, S6819, S6831–32

Adjournment: Senate convened at 9:30 a.m. and adjourned at 9:49 p.m., until 12 noon on Friday, October 1, 2021. (For Senate's program, see the remarks of the Majority Leader in today's Record on page S____.)

Committee Meetings

(Committees not listed did not meet)

AFGHANISTAN

Committee on Armed Services: Committee concluded a hearing to examine Afghanistan, after receiving testimony from Vali Nasr, Johns Hopkins University School of Advanced International Studies, and Thomas Joscelyn, Foundation for Defense of Democracies, both of Washington, D.C.

NOMINATIONS

Committee on Banking, Housing, and Urban Affairs: Committee concluded a hearing to examine the nominations of Todd M. Harper, of Virginia, to be a Member of the National Credit Union Administration Board, and Judith DelZoppo Pryor, of Ohio, to be First Vice President, and Owen Edward Herrstadt, of Maryland, to be a Member of the Board of Directors, both of the Export-Import Bank of the United States, after the nominees testified and answered questions in their own behalf.

PROTECTING KIDS ONLINE

Committee on Commerce, Science, and Transportation: Subcommittee on Consumer Protection, Product Safety, and Data Security concluded a hearing to examine protecting kids online, focusing on Facebook, Instagram, and mental health harms, after receiving testimony from Antigone Davis, Facebook, Washington, D.C.

NOMINATIONS

Committee on Foreign Relations: Committee concluded a hearing to examine the nominations of Laura S. H. Holgate, of Virginia, to be Representative of the United States of America to the International Atomic Energy Agency, with the rank of Ambassador, and to be Representative of the United States of America to the Vienna Office of the United Nations, with the rank of Ambassador, who was introduced by former Senator Sam Nunn, Caryn R. McClelland, of California, to be Ambassador to Brunei Darussalam, David John Young, of Virginia, to be Ambassador to the Republic of Malawi, and Claire A. Pierangelo, of California, to be Ambassador to the Republic of Madagascar, and to serve concurrently and without additional compensation as Ambassador to the Union of the Comoros, all of the Department of State, after the nominees testified and answered questions in their own behalf.

SCHOOL REOPENING DURING COVID–19

Committee on Health, Education, Labor, and Pensions: Committee concluded a hearing to examine school reopening during COVID–19, focusing on supporting students, educators, and families, after receiving testimony from Xavier Becerra, Secretary of Health and Human Services; and Miguel Cardona, Secretary of Education.

BUSINESS MEETING

Committee on the Judiciary: Committee ordered favorably reported the nominations of Jessica D. Aber, to be United States Attorney for the Eastern District of Virginia, Carla B. Freedman, to be United States Attorney for the Northern District of New York, William J. Ihlenfeld II, to be United States Attorney for the Northern District of West Virginia, Christopher R. Kavanaugh, to be United States Attorney for the Western District of Virginia, Darcie N. McElwee, to be United States Attorney for the District of Maine, Breon S. Peace, of New Jersey, to be United States Attorney for the Eastern District of New York, William S. Thompson, to be United States Attorney for the Southern District of West Virginia, and Damian Williams, to be United States Attorney for the Southern District of New York, all of the Department of Justice.

House of Representatives

Chamber Action

Public Bills and Resolutions Introduced:

Page [see next issue]

Additional Cosponsors:

Page [see next issue]

Reports Filed: There were no reports filed today.

Speaker: Read a letter from the Speaker wherein she appointed Representative Eshoo to act as Speaker pro tempore for today.

Page H5555

Recess: The House recessed at 11:23 a.m. and reconvened at 12 noon.

Page H5564

Recess: The House recessed at 12:29 p.m. and reconvened at 2:30 p.m.

Page H5567

Communication from the Sergeant at Arms: The House received a communication from William J. Walker, Sergeant at Arms. Pursuant to section 3(s) of House Resolution 8, following consultation with the Office of Attending Physician, Mr. Walker notified the House that the public health emergency due to the novel coronavirus SARS-CoV-2 remains in effect.

Page H5567

Announcement by the Chair: The Chair announced the extension, pursuant to section 3 of House Resolution 8, and effective October 2, 2021, of the covered period designated on January 4, 2021.

Page H5567

Extending Government Funding and Delivering Emergency Assistance Act: The House agreed to take from the Speaker's table and concur in the Senate amendment to H.R. 5305, making continuing appropriations for the fiscal year ending September 30, 2022, and for providing emergency assistance, by a yea-and-nay vote of 254 yeas to 175 nays, Roll No. 311.

Pages H5568–82

Suspension—Proceedings Resumed: The House agreed to suspend the rules and pass the following measure. Consideration began Monday, July 26th.

Establishing occupational series for Federal positions in software development, software engineering, data science, and data management: H.R. 3533, amended, to establish occupational series for Federal positions in software development, software engineering, data science, and data management, by a $\frac{2}{3}$ yea-and-nay vote of 416 yeas to 9 nays, Roll No. 312.

Pages H5582–83

Recess: The House recessed at 4:01 p.m. and reconvened at 10 a.m. on Friday, October 1, 2021.

Page H5583

Senate Message: Message received from the Senate by the Clerk and subsequently presented to the House today appears on pages H5567–68.

Quorum Calls—Votes: Two yea-and-nay votes developed during the proceedings of today and appear on pages H5581–82 and H5582–83.

Adjournment: The House met at 10 a.m. and adjourned at 8:14 p.m. on Friday, October 1, 2021.

Committee Meetings

PROTECTING STUDENTS AND TAXPAYERS: IMPROVING THE CLOSED SCHOOL DISCHARGE PROCESS

Committee on Education and Labor: Subcommittee on Higher Education and Workforce Investment held a hearing entitled “Protecting Students and Taxpayers: Improving the Closed School Discharge Process”. Testimony was heard from Melissa Emrey-Arras, Director, Education, Workforce and Income Security, Government Accountability Office; and public witnesses.

A LEVEL PLAYING FIELD: COLLEGE ATHLETES' RIGHTS TO THEIR NAME, IMAGE, AND LIKENESS

Committee on Energy and Commerce: Subcommittee on Consumer Protection and Commerce held a hearing entitled “A Level Playing Field: College Athletes' Rights to Their Name, Image, and Likeness”. Testimony was heard from public witnesses.

OVERSIGHT OF THE TREASURY DEPARTMENT'S AND FEDERAL RESERVE'S PANDEMIC RESPONSE

Committee on Financial Services: Full Committee held a hearing entitled “Oversight of the Treasury Department's and Federal Reserve's Pandemic Response”. Testimony was heard from Janet L. Yellen, Secretary, Department of the Treasury; and Jerome Powell, Chair, Board of Governors of the Federal Reserve System.

MISCELLANEOUS MEASURES

Committee on Foreign Affairs: Full Committee held a markup on H.R. 1456, the “Peace Corps Reauthorization Act of 2021”; H.R. 4133, the “Caribbean Basin Security Initiative Authorization Act”; H.R. 1311, the “Energy Diplomacy Act”; H.R. 3485, the “Global Respect Act”; H. Con. Res. 45, expressing the sense of Congress regarding the execution-style murders of United States citizens Ylli Agron and Mehmet Bytyqi in the Republic of Serbia in July

1999; H.R. 2748, the “Israel Relations Normalization Act of 2021”; H.R. 4785, the “Uyghur Policy Act of 2021”; and H. Res. 336, calling on the Government of the Russian Federation to provide evidence or to release United States citizen Paul Whelan. H.R. 1311, H. Con. Res. 45, and H.R. 4133 were ordered reported, without amendment. H.R. 4785, H. Res. 336, H.R. 5102, H.R. 2748, H.R. 3485, and H.R. 1456 were ordered reported, as amended.

20 YEARS AFTER 9/11: TRANSFORMING DHS TO MEET THE HOMELAND SECURITY MISSION

Committee on Homeland Security: Subcommittee on Oversight, Management, and Accountability held a hearing entitled “20 Years After 9/11: Transforming DHS to Meet the Homeland Security Mission”. Testimony was heard from Chris Currie, Director, Homeland Security and Justice Team, Government Accountability Office; Randolph Alles, Acting Under Secretary for Management, Department of Homeland Security; and Angela Bailey, Chief Human Capital Officer, Department of Homeland Security.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Full Committee concluded a markup on H.R. 5374, the “SHOP SAFE Act”; H.R. 2883, the “Stop Stalling Access to Affordable Medications”; H.R. 2891, the “Preserve Access to Affordable Generics and Biosimilars Act”; H.R. 2873, the “Affordable Prescriptions for Patients Through Promoting Competition Act of 2021”; H.R. 2884, the “Affordable Prescriptions for Patients Through Improvements to Patent Litigation Act”; H.R. 3617, the “MORE Act of 2021”; H.R. 2116, the “CROWN Act of 2021”; H.R. 187, for the relief of Victoria Galindo Lopez; H.R. 680, for the relief of Arpita Kurdekar, Girish Kurdekar, and Vandana Kurdekar; H.R. 681, for the relief of Rebecca Trimble; and H.R. 739, for the relief of Mediana El-Moustrah; H.R. 785, for the relief of Maria Isabel Bueso Barrera, Alberto Bueso Mendoza, and Karla Maria Barrera De Bueso. H.R. 5374, H.R. 681, H.R. 2883, H.R. 2891, H.R. 2873, H.R. 2884, H.R. 3617, H.R. 2116 were ordered reported, as amended. H.R. 187, H.R. 680, H.R. 739, and H.R. 785 were ordered reported, without amendment.

A STATE OF CRISIS: EXAMINING THE URGENT NEED TO PROTECT AND EXPAND ABORTION RIGHTS AND ACCESS

Committee on Oversight and Reform: Full Committee held a hearing entitled “A State of Crisis: Examining the Urgent Need to Protect and Expand Abortion

Rights and Access”. Testimony was heard from Representatives Bush, Cammack, Chu, Jayapal, and Lee; and public witnesses.

EMPOWERING EMPLOYEE OWNED BUSINESSES AND COOPERATIVES THROUGH ACCESS TO CAPITAL

Committee on Small Business: Full Committee held a hearing entitled “Empowering Employee Owned Businesses and Cooperatives Through Access to Capital”. Testimony was heard from public witnesses.

ASSESSING THE FEDERAL GOVERNMENT’S COVID-19 RELIEF AND RESPONSE EFFORTS AND ITS IMPACT—PART II

Committee on Transportation and Infrastructure: Full Committee held a hearing entitled “Assessing the Federal Government’s COVID-19 Relief and Response Efforts and its Impact—Part II”. Testimony was heard from public witnesses.

MODERNIZING AND SECURING VA’S IT INFRASTRUCTURE

Committee on Veterans’ Affairs: Subcommittee on Technology Modernization held a hearing entitled “Modernizing and Securing VA’s IT Infrastructure”. Testimony was heard from Neil Evans, Acting Assistant Secretary for Information and Technology and Chief Information Officer, Department of Veterans Affairs.

MISCELLANEOUS MEASURES

Permanent Select Committee on Intelligence: Full Committee held a markup on H.R. 5412, the “Intelligence Authorization Act for Fiscal Year 2022”; and Authorizing all Members of the House of Representatives to review, at a time to be determined by the Committee, the Classified Annex to the Intelligence Authorization Act for Fiscal Year 2022. H.R. 5412 was ordered reported, as amended. Authorizing all Members of the House of Representatives to review, at a time to be determined by the Committee, the Classified Annex to the Intelligence Authorization Act for Fiscal Year 2022 was approved. This hearing was closed.

Joint Meetings

No joint committee meetings were held.

NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST, p. D1056)

H.R. 5293, to amend title 38, United States Code, to extend and modify certain authorities and requirements relating to the Department of Veterans Affairs. Signed on September 30, 2021. (Public Law 117-42)

**COMMITTEE MEETINGS FOR FRIDAY,
OCTOBER 1, 2021**

(Committee meetings are open unless otherwise indicated)

House

No hearings are scheduled.

Senate

No meetings/hearings scheduled.

Next Meeting of the SENATE

12 noon, Friday, October 1

Next Meeting of the HOUSE OF REPRESENTATIVES

9:30 a.m., Friday, October 1

Senate Chamber

Program for Friday: Senate will continue consideration of the nomination of Paloma Adams-Allen, of the District of Columbia, to be a Deputy Administrator of the United States Agency for International Development.

House Chamber

Program for Friday: Complete consideration of the Senate amendment to H.R. 3684—Investing in a New Vision for the Environment and Surface Transportation in America Act.

Extensions of Remarks, as inserted in this issue

HOUSE

Bass, Karen, Calif., E1052
Blumenauer, Earl, Ore., E1050
Bush, Cori, Mo., E1050
Carter, Troy A., La., E1051
Castro, Joaquin, Tex., E1053
Cleaver, Emanuel, Mo., E1048

Correa, J. Luis, Calif., E1054
Dunn, Neal P., Fla., E1053
Gohmert, Louie, Tex., E1047
Guest, Michael, Miss., E1050
Hoyer, Steny H., Md., E1054
Kaptur, Marcy, Ohio, E1047
Maloney, Carolyn B., N.Y., E1050
McCarthy, Kevin, Calif., E1049

Pingree, Chellie, Me., E1049
Soto, Darren, Fla., E1047, E1047, E1048, E1049, E1050,
E1051, E1051, E1052, E1053, E1054
Torres, Norma J., Calif., E1053
Van Drew, Jefferson, N.J., E1047, E1048, E1048, E1049,
E1050, E1051, E1052, E1052, E1053, E1054
Watson Coleman, Bonnie, N.J., E1048, E1051
Wilson, Joe, S.C., E1052



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