

# FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2011

Report Required by the Ethics  
in Government Act of 1978  
(5 U.S.C. app. §§ 101-111)

|                                                                                                                                                                                                                                  |                                                                                                                                                                                                                                                                                                     |                                                                  |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------|
| <b>1. Person Reporting</b> (last name, first, middle initial)<br><br>Bencivengo, Cathy A.                                                                                                                                        | <b>2. Court or Organization</b><br><br>US District Court, California                                                                                                                                                                                                                                | <b>3. Date of Report</b><br><br>05/15/2012                       |
| <b>4. Title</b> (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time)<br><br>US District Judge full-time                                                                          | <b>5a. Report Type</b> (check appropriate type)<br><input type="checkbox"/> Nomination <input type="checkbox"/> Date<br><input type="checkbox"/> Initial <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final<br><b>5b.</b> <input checked="" type="checkbox"/> Amended Report | <b>6. Reporting Period</b><br><br>01/01/2011<br>to<br>12/31/2011 |
| <b>7. Chambers or Office Address</b><br><br>U.S. Courthouse<br>940 Front Street<br>San Diego, California 92101                                                                                                                   |                                                                                                                                                                                                                                                                                                     |                                                                  |
| <p><b>IMPORTANT NOTES:</b> The instructions accompanying this form must be followed. Complete all parts, checking the <b>NONE</b> box for each part where you have no reportable information. Insert signature on last page.</p> |                                                                                                                                                                                                                                                                                                     |                                                                  |

## I. POSITIONS. (Reporting individual only; see pp. 9-13 of filing instructions.)

☐ NONE (No reportable positions.)

|    | <u>POSITION</u>              | <u>NAME OF ORGANIZATION/ENTITY</u>                             |
|----|------------------------------|----------------------------------------------------------------|
| 1. | Member of Advisory Board     | San Diego Chapter of Federal Bar Association                   |
| 2. | Member of Board of Governors | San Diego Chapter of the Association of Business Trial Lawyers |
| 3. | Director                     | Federal Magistrate Judges Association                          |
| 4. |                              |                                                                |
| 5. |                              |                                                                |

## II. AGREEMENTS. (Reporting individual only; see pp. 14-16 of filing instructions.)

☒ NONE (No reportable agreements.)

|    | <u>DATE</u> | <u>PARTIES AND TERMS</u> |
|----|-------------|--------------------------|
| 1. |             |                          |
| 2. |             |                          |
| 3. |             |                          |

**FINANCIAL DISCLOSURE REPORT**

Page 2 of 8

Name of Person Reporting

Bencivengo, Cathy A.

Date of Report

05/15/2012

**III. NON-INVESTMENT INCOME.** *(Reporting individual and spouse; see pp. 17-24 of filing instructions.)***A. Filer's Non-Investment Income**NONE *(No reportable non-investment income.)*DATESOURCE AND TYPEINCOME  
(yours, not spouse's)

1.

2.

3.

4.

**B. Spouse's Non-Investment Income -** *If you were married during any portion of the reporting year, complete this section.**(Dollar amount not required except for honoraria.)*NONE *(No reportable non-investment income.)*DATESOURCE AND TYPE

1. 2011

Thermo Fisher Scientific - Salary &amp; Commission

2.

3.

4.

**IV. REIMBURSEMENTS** *-- transportation, lodging, food, entertainment.**(Includes those to spouse and dependent children; see pp. 25-27 of filing instructions.)*NONE *(No reportable reimbursements.)*SOURCEDATESLOCATIONPURPOSEITEMS PAID OR PROVIDED1. Federal Magistrate Judges  
Association

02/27/11 to 03/02/11

Washington DC

Attend Annual Directors  
Meeting

Transportation, lodging and food

2. Association of Business Trial  
Lawyers

10/13/11 to 10/15/11

Santa Barbara, California

Participate as Panelist at  
Annual MeetingTransportation, lodging, food and seminar  
fees

3.

4.

5.

**FINANCIAL DISCLOSURE REPORT**

Page 3 of 8

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05/15/2012

**V. GIFTS.** *(Includes those to spouse and dependent children; see pp. 28-31 of filing instructions.)*NONE *(No reportable gifts.)*SOURCEDESCRIPTIONVALUE

1.

2.

3.

4.

5.

**VI. LIABILITIES.** *(Includes those of spouse and dependent children; see pp. 32-33 of filing instructions.)*NONE *(No reportable liabilities.)*CREDITORDESCRIPTIONVALUE CODE

1.

2.

3.

4.

5.

# FINANCIAL DISCLOSURE REPORT

Page 4 of 8

Name of Person Reporting

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05/15/2012

## VII. INVESTMENTS and TRUSTS -- income, value, transactions (Includes those of spouse and dependent children; see pp. 34-60 of filing instructions.)

☐ NONE (No reportable income, assets, or transactions.)

| A.<br>Description of Assets<br>(including trust assets)<br><br>Place "(X)" after each asset<br>exempt from prior disclosure | B.<br>Income during<br>reporting period |                                               | C.<br>Gross value at end<br>of reporting period |                                           | D.<br>Transactions during reporting period      |                         |                                 |                                |                                                                   |
|-----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|-----------------------------------------------|-------------------------------------------------|-------------------------------------------|-------------------------------------------------|-------------------------|---------------------------------|--------------------------------|-------------------------------------------------------------------|
|                                                                                                                             | (1)<br>Amount<br>Code 1<br>(A-H)        | (2)<br>Type (e.g.,<br>div., rent,<br>or int.) | (1)<br>Value<br>Code 2<br>(J-P)                 | (2)<br>Value<br>Method<br>Code 3<br>(Q-W) | (1)<br>Type (e.g.,<br>buy, sell,<br>redemption) | (2)<br>Date<br>mm/dd/yy | (3)<br>Value<br>Code 2<br>(J-P) | (4)<br>Gain<br>Code 1<br>(A-H) | (5)<br>Identity of<br>buyer/seller<br>(if private<br>transaction) |
| 1. IRA #2 (Edward Jones)                                                                                                    | E                                       | Dividend                                      | N                                               | T                                         |                                                 |                         |                                 |                                |                                                                   |
| 2. -- Edward Jones Cash Reserves                                                                                            |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 3. -- Capital World Grw & Inc Fund                                                                                          |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 4. -- Columbia Marsico Growth Fund                                                                                          |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 5. -- Columbia Small Cap Value II                                                                                           |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 6. --Dodge & Cox Income Fund                                                                                                |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 7. -- Dodge & Cox Stock Fund                                                                                                |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 8. -- Federated Kaufmann Small Cap                                                                                          |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 9. -- Fundamental Investors Fund                                                                                            |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 10. -- Hartford Cap Appreciation Fund                                                                                       |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 11. -- Hotchkis & Wiley Mid Cap Val I                                                                                       |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 12. -- JPMorgan Core Bond Fund Select                                                                                       |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 13. -- Lomis Sayles Invt Grade Bd                                                                                           |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 14. -- MFS Value Fund                                                                                                       |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 15. -- Munder Mid Cap Core Growth                                                                                           |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 16. -- Mutual Golbal Discovery Fund                                                                                         |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 17. -- Oppenheimer Intl Growth Fund                                                                                         |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |

|                                                  |                                                                                    |                                                      |                                                             |                                                                                       |                        |
|--------------------------------------------------|------------------------------------------------------------------------------------|------------------------------------------------------|-------------------------------------------------------------|---------------------------------------------------------------------------------------|------------------------|
| 1. Income Gain Codes:<br>(See Columns B1 and D4) | A ~\$1,000 or less<br>F ~\$50,001 - \$100,000                                      | B ~\$1,001 - \$2,500<br>G ~\$100,001 - \$1,000,000   | C ~\$2,501 - \$5,000<br>H1 ~\$1,000,001 - \$5,000,000       | D ~\$5,001 - \$15,000<br>H2 ~More than \$5,000,000                                    | E ~\$15,001 - \$50,000 |
| 2. Value Codes<br>(See Columns C1 and D3)        | J ~\$15,000 or less<br>N ~\$250,001 - \$500,000<br>P3 ~\$25,000,001 - \$50,000,000 | K ~\$15,001 - \$50,000<br>O ~\$500,001 - \$1,000,000 | P1 ~\$1,000,001 - \$5,000,000<br>P4 ~More than \$50,000,000 | L ~\$50,001 - \$100,000<br>M ~\$100,001 - \$250,000<br>P2 ~\$5,000,001 - \$25,000,000 |                        |
| 3. Value Method Codes<br>(See Column C2)         | Q ~Appraisal<br>U ~Book Value                                                      | R ~Cost (Real Estate Only)<br>V ~Other               | S ~Assessment<br>W ~Estimated                               | T ~Cash Market                                                                        |                        |

# FINANCIAL DISCLOSURE REPORT

Page 5 of 8

Name of Person Reporting

Bencivengo, Cathy A.

Date of Report

05/15/2012

## VII. INVESTMENTS and TRUSTS -- income, value, transactions (Includes those of spouse and dependent children; see pp. 34-60 of filing instructions.)

☐ NONE (No reportable income, assets, or transactions.)

| A.<br>Description of Assets<br>(including trust assets)<br><br>Place "(X)" after each asset<br>exempt from prior disclosure | B.<br>Income during<br>reporting period |                                               | C.<br>Gross value at end<br>of reporting period |                                           | D.<br>Transactions during reporting period      |                         |                                 |                                |                                                                   |
|-----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|-----------------------------------------------|-------------------------------------------------|-------------------------------------------|-------------------------------------------------|-------------------------|---------------------------------|--------------------------------|-------------------------------------------------------------------|
|                                                                                                                             | (1)<br>Amount<br>Code 1<br>(A-H)        | (2)<br>Type (e.g.,<br>div., rent,<br>or int.) | (1)<br>Value<br>Code 2<br>(J-P)                 | (2)<br>Value<br>Method<br>Code 3<br>(Q-W) | (1)<br>Type (e.g.,<br>buy, sell,<br>redemption) | (2)<br>Date<br>mm/dd/yy | (3)<br>Value<br>Code 2<br>(J-P) | (4)<br>Gain<br>Code 1<br>(A-H) | (5)<br>Identity of<br>buyer/seller<br>(if private<br>transaction) |

|                                           |   |          |   |   |                       |          |   |  |  |
|-------------------------------------------|---|----------|---|---|-----------------------|----------|---|--|--|
| 18. -- Van Kempen Comstock Fund           |   |          |   |   |                       |          |   |  |  |
| 19. --JPM Fed Money Market Inst Cl        |   |          |   |   |                       |          |   |  |  |
| 20. 401K #2 (Thermo Fisher)               | E | Dividend | N | T |                       |          |   |  |  |
| 21. -- Dodge & Cox Stock                  |   |          |   |   | Sold<br>(part)        | 03/20/11 | K |  |  |
| 22. -- T. Rowe Price Retirement 2040 Fund |   |          |   |   |                       |          |   |  |  |
| 23. -- Thermo Fsher Scientific Inc.       |   |          |   |   |                       |          |   |  |  |
| 24. --Western Asset CR PL Bond            |   |          |   |   | Buy                   | 03/20/11 | L |  |  |
| 25. Brokerage Acct. #1                    |   |          |   |   |                       |          |   |  |  |
| 26. -- New World Growth Fund of America   |   |          |   |   | Closed                | 12/07/11 | K |  |  |
| 27. -- U.S. Govt. Securities Fund         |   |          |   |   | Distributed<br>(part) | 11/30/11 | J |  |  |
| 28.                                       |   |          |   |   | Closed                | 12/07/11 | K |  |  |
| 29. Brokerage Acct. #2                    |   |          |   |   |                       |          |   |  |  |
| 30. -- Fundamental Investors              | B | Dividend | K | T | Distributed<br>(part) | 12/07/11 | J |  |  |
| 31. -- New World Growth Fund of America   | B | Dividend | L | T | Buy<br>(add'l)        | 12/07/11 | K |  |  |
| 32. -- U.S. Govt. Securities Fund         | B | Dividend | K | T | Open                  | 12/07/11 | K |  |  |
| 33. Palomar Pomerado Health Muni Bonds    |   | None     | K | T | Buy                   | 02/10/11 | J |  |  |
| 34. Money Market Charles Schwab           | A | Interest | L | T |                       |          |   |  |  |

|                                                  |                                                                                       |                                                        |                                                                                           |                                                              |                         |
|--------------------------------------------------|---------------------------------------------------------------------------------------|--------------------------------------------------------|-------------------------------------------------------------------------------------------|--------------------------------------------------------------|-------------------------|
| 1. Income Gain Codes:<br>(See Columns B1 and D4) | A = \$1,000 or less<br>F = \$50,001 - \$100,000                                       | B = \$1,001 - \$2,500<br>G = \$100,001 - \$1,000,000   | C = \$2,501 - \$5,000<br>H1 = \$1,000,001 - \$5,000,000                                   | D = \$5,001 - \$15,000<br>H2 = More than \$5,000,000         | E = \$15,001 - \$50,000 |
| 2. Value Codes<br>(See Columns C1 and D3)        | J = \$15,000 or less<br>N = \$250,001 - \$500,000<br>P3 = \$25,000,001 - \$50,000,000 | K = \$15,001 - \$50,000<br>O = \$500,001 - \$1,000,000 | L = \$50,001 - \$100,000<br>P1 = \$1,000,001 - \$5,000,000<br>P4 = More than \$50,000,000 | M = \$100,001 - \$250,000<br>P2 = \$5,000,001 - \$25,000,000 |                         |
| 3. Value Method Codes<br>(See Column C2)         | Q = Appraisal<br>U = Book Value                                                       | R = Cost (Real Estate Only)<br>V = Other               | S = Assessment<br>W = Estimated                                                           | T = Cash Market                                              |                         |

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Page 6 of 8

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|                                            |   |          |   |   |  |  |  |  |  |
|--------------------------------------------|---|----------|---|---|--|--|--|--|--|
| 35. Brokerage Acct. #4 (Schwab)            |   |          |   |   |  |  |  |  |  |
| 36. --Columbia Seligman Comm & Info Fund   | A | Dividend | J | T |  |  |  |  |  |
| 37. -- Matthews Asian Growth & Inc Fund    | A | Dividend | J | T |  |  |  |  |  |
| 38. -- Munder Index 500 Fund               | C | Dividend | K | T |  |  |  |  |  |
| 39. --Oakmark Equity Income Fund           | A | Dividend | J | T |  |  |  |  |  |
| 40. -- Parnassus Equity Income             | A | Dividend | J | T |  |  |  |  |  |
| 41. -- Permanent Portfolio                 | A | Dividend | J | T |  |  |  |  |  |
| 42. -- Reynolds Blue Chip                  | A | Dividend | K | T |  |  |  |  |  |
| 43. -- Yacktman Focused Fund               | A | Dividend | K | T |  |  |  |  |  |
| 44. IRA #1                                 | A | Dividend | J | T |  |  |  |  |  |
| 45. -- JDS Uniphase Corp. Common Stock     |   |          |   |   |  |  |  |  |  |
| 46. -- Fidelity Intl Discovery Mutual Fund |   |          |   |   |  |  |  |  |  |
| 47. IRA #3 (Schwab)                        | A | Dividend | K | T |  |  |  |  |  |
| 48. -- Deposit Account/Cash Reserves       |   |          |   |   |  |  |  |  |  |
| 49. -- Parnassus Equity Income             |   |          |   |   |  |  |  |  |  |
| 50.                                        |   |          |   |   |  |  |  |  |  |
| 51.                                        |   |          |   |   |  |  |  |  |  |

|                                                  |                                                                                       |                                                        |                                                                                           |                                                              |                         |
|--------------------------------------------------|---------------------------------------------------------------------------------------|--------------------------------------------------------|-------------------------------------------------------------------------------------------|--------------------------------------------------------------|-------------------------|
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| 2. Value Codes<br>(See Columns C1 and D3)        | J = \$15,000 or less<br>N = \$250,001 - \$500,000<br>P3 = \$25,000,001 - \$50,000,000 | K = \$15,001 - \$50,000<br>O = \$500,001 - \$1,000,000 | L = \$50,001 - \$100,000<br>P1 = \$1,000,001 - \$5,000,000<br>P4 = More than \$50,000,000 | M = \$100,001 - \$250,000<br>P2 = \$5,000,001 - \$25,000,000 |                         |
| 3. Value Method Codes<br>(See Column C2)         | Q = Appraisal<br>U = Book Value                                                       | R = Cost (Real Estate Only)<br>V = Other               | S = Assessment<br>W = Estimated                                                           | T = Cash Market                                              |                         |

# FINANCIAL DISCLOSURE REPORT

Page 7 of 8

Name of Person Reporting

Bencivengo, Cathy A.

Date of Report

05/15/2012

## VIII. ADDITIONAL INFORMATION OR EXPLANATIONS. *(Indicate part of report.)*

1) Part VII, Lines 25-32 -- Closed Brokerage Account #1 on 12/07/11 and transferred all assets to Brokerage Account # on 12/07/11.

# FINANCIAL DISCLOSURE REPORT

Page 8 of 8

Name of Person Reporting

Bencivengo, Cathy A.

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05/15/2012

## IX. CERTIFICATION.

I certify that all information given above (including information pertaining to my spouse and minor or dependent children, if any) is accurate, true, and complete to the best of my knowledge and belief, and that any information not reported was withheld because it met applicable statutory provisions permitting non-disclosure.

I further certify that earned income from outside employment and honoraria and the acceptance of gifts which have been reported are in compliance with the provisions of 5 U.S.C. app. § 501 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Signature: **s/ Cathy A. Bencivengo**

**NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILLFULLY FALSIFIES OR FAILS TO FILE THIS REPORT MAY BE SUBJECT TO CIVIL AND CRIMINAL SANCTIONS (5 U.S.C. app. § 104)**

Committee on Financial Disclosure  
Administrative Office of the United States Courts  
Suite 2-301  
One Columbus Circle, N.E.  
Washington, D.C. 20544