

FINANCIAL DISCLOSURE REPORT

Page 1 of 2

Name of Person Reporting
Cercone, David S

Date of Report
4/9/2004

VII. INVESTMENTS and TRUSTS -- income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 of filing instructions.)

A. Description of Assets (including trust assets) Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
	(1) Amount Code 1 (A-H)	(2) Type (e.g. div. rent. or int.)	(1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	(1) Type (e.g. buy, sell, merger, redemption)	If not exempt from disclosure			
						(2) Date: Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A- H)	(5) Identity of buyer/seller (if private transaction)
☐ NONE (No reportable income, assets, or transactions)									
1. AIM Constellation Mutual Fund		None	J	T		SELF INITIATED AMENDMENT			
2. Delaware Tax Free PA Mutual Fund	A	Dividend	K	T					
3. Davis NY Venture Mutual Fund	A	Dividend	K	T					
4. Delaware Group Decatur Fund	A	Dividend			Sold	1/30	J		
5. MFS Research Mutual Fund - A	A	Dividend	J	T					
6. TLC Vision Corp. Common Stock		None	J	T					
7. Waste Management Common Stock		None	J	T					
8. Evergreen Money Market Account #1	A	Dividend			Sold	5/30	J		
9. Evergreen Money Market Account #2	A	Dividend	-		Sold	11/22	J		
10. Duquesne Cap. Preferred Stock	B	Dividend	J	T					
11. Citizens Bank Accounts	A	Interest	K	T					
12. U.S. Savings Bond		None	J	T					
13. PA State Employees Retirement Account	B	Interest			Rollover IRA	11/7	M		
14. Centennial Money Market	A	Interest			Sold	1/10	J		
15. American Balanced Fund 529B	A	Dividend	L	T					
16. IRA	A	Dividend	M	T	Open	11/7	M		
17. - Bond Fund of America					Buy	11/7	L		
18. - Capital Income Builder					Buy	11/7	L		

1. Income/Gain Codes: A = \$1,000 or less; B = \$1,001-\$2,500; C = \$2,501-\$5,000; D = \$5,001-\$15,000; E = \$15,001-\$50,000
(See Columns B1 and D4) F = \$50,001-\$100,000; G = \$100,001-\$1,000,000; H1 = \$1,000,001-\$5,000,000; H2 = More than \$5,000,000

2. Value Codes: J = \$15,000 or less; K = \$15,001-\$50,000; L = \$50,001-\$100,000; M = \$100,001-\$250,000
(See Columns C1 and D3) N = \$250,000-\$500,000; O = \$500,001-\$1,000,000; P1 = \$1,000,001-\$5,000,000; P2 = \$5,000,001-\$25,000,000
P3 = \$25,000,001-\$50,000,000; P4 = \$More than \$50,000,000

3. Value Method Codes: Q = Appraisal; R = Cost (Real Estate Only); S = Assessment; T = Cash/Market
(See Column C2) U = Book Value; V = Other; W = Estimated

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	(1)	(2)	(1)	(2)	(1)	If not exempt from disclosure			
	Amount Code 1 (A-H)	Type (e.g. div. rent or int.)	Value Code 2 (J-P)	Value Method Code 3 (Q-W)	Type (e.g. buy, sell, merger, redemption)	(2) Date: Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A- H)	(5) Identity of buyer/seller (if private transaction)
19. - Income Fund of America					Buy	11/7	L		
20. Income Fund of America	A	Dividend	J	T	Buy	1/10	J		
21. Bank Deposit Sweep Money Market Account #1	A	Dividend	J	T	Buy	11/12	J		
22. Bank Deposit Sweep Money Market Account #2	A	Dividend	J	T	Buy	11/12	J		

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4/9/2004

VIII. ADDITIONAL INFORMATION OR EXPLANATIONS

(Indicate part of Report.)

This report is an amendment to my report dated 4/9/04.

The original annual report did not list the name and transactions of each asset in an IRA in Part VII. This information has been listed in Part VII, items 17, 18 and 19 of this amended report.

The original annual report did not indicate that the Evergreen Money Market Account #2 was sold. This information has been provided in Part VII, item 9 of this amended report.

The original annual report did not indicate that the Bank Account Sweep Money Market Account #1 was bought. This information has been provided in Part VII, item 21 of this amended report.

The original annual report did not indicate that the Bank Account Sweep Money Market Account #2 was bought. This information has been provided in Part VII, item 22 of this amended report.

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting

Cercone, David S

Date of Report

4/9/2004

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. § 501 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Signature

Date

4 / 14 / 2004

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

FILING INSTRUCTIONS

Mail signed original and 3 additional copies to:

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

AO-10

Rev. 1/2004

FINANCIAL DISCLOSURE REPORT

Calendar Year 2003

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

1. Person Reporting (Last name, First name, Middle initial) Cercione, David S	2. Court or Organization USDC, WDPA	3. Date of Report 4/9/2004
4. Title (Article III Judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. District Judge - Active	5. Report Type (check appropriate type) ☐ Nomination, Date ☐ Initial ☒ Annual ☐ Final	6. Reporting Period 1/1/2003 to 12/31/2003
7. Chambers or Office Address Room 1036 U.S.P.O & Courthouse Pittsburgh, PA 15219	8. On the basis of the information contained in this Report and any modifications pertaining thereto, it is, in my opinion, in compliance with applicable laws and regulations. Reviewing Officer _____ Date _____	

IMPORTANT NOTES: The instructions accompanying this form must be followed. Complete all parts, checking the NONE box for each part where you have no reportable information. Sign on last page.

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

☐ NONE - (No reportable positions.)

POSITION	NAME OF ORGANIZATION/ENTITY
1. Director	Boys and Girls Club of Western Pennsylvania
2. Visitor	Graduate School of Public and International Affairs, University of Pittsburgh
3. Custodian	Account #1
4. Custodian	Account #2

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

☐ NONE - (No reportable agreements.)

DATE	PARTIES AND TERMS
1. 2002	Administrative Office of PA Courts - eligible to receive health care benefits for life
2. 2003	Pa. State Employees' Retirement System - elected to receive monthly pension payment for life

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FINANCIAL DISCLOSURE REPORT

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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.)

	<u>DATE</u>	<u>SOURCE AND TYPE</u>	<u>GROSS INCOME</u> (yours, not spouse's)
1.	2003	University of Pittsburgh - royalties	\$235.00
2.	2003	University of Pittsburgh - teaching salary	\$13,500.00
3.	2003	PA. State Employees' Retirement System - pension	\$8,741.00

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

	<u>DATE</u>	<u>SOURCE AND TYPE</u>
1.	2003	Administrative Office of PA Courts - magistrate's salary

IV. REIMBURSEMENTS -- transportation, lodging, food, entertainment.

(Includes those to spouse and dependent children. See pp. 25-27 of instructions.)

☒ **NONE** - (No such reportable reimbursements.)

	<u>SOURCE</u>	<u>DESCRIPTION</u>
1.		

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V. GIFTS. (Includes those to spouse and dependent children. See pp. 28-31 of instructions.)

☒ **NONE** - (No such reportable gifts.)

SOURCE

DESCRIPTION

VALUE

1.

VI. LIABILITIES. (Includes those of spouse and dependent children. See pp. 32-34 of instructions.)

☐ **NONE** - (No reportable liabilities.)

CREDITOR

DESCRIPTION

VALUE CODE

1. Chase Manhattan Mortgage Corp.

Mortgage on [REDACTED] home, Naples, Florida

M

2. Countrywide Bank

Home Equity Loan on [REDACTED] home, Naples, Florida

K

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The account listed in Part I, item 3 was closed on 5/30.

Description of parties listed in Part II, item 2 was changed from previous report for greater accuracy.

The account listed in Part VII, item 13 was rolled over to IRA listed in Part VII, item 16.

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