

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2011

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

1. Person Reporting (last name, first, middle initial) Davis, Mark S.	2. Court or Organization U.S. District Court, Eastern District of Virginia	3. Date of Report 09/26/2012
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) United States District Judge	5a. Report Type (check appropriate type) ☐ Nomination ☐ Date ☐ Initial ☒ Annual ☐ Final 5b. ☒ Amended Report	6. Reporting Period 01/01/2011 to 12/31/2011
7. Chambers or Office Address United States District Court Walter E. Hoffman United States Courthouse 600 Granby Street, Suite 132 Norfolk, VA 23510		
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. Insert signature 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. | Visitor | Regent University School of Law Board of Visitors, an advisory board to the Dean of the law school with no policy-making authority |
| 2. | | |
| 3. | | |
| 4. | | |
| 5. | | |

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

☐ NONE (No reportable agreements.)

DATE

PARTIES AND TERMS

- | | | |
|----|------|---|
| 1. | 2003 | Virginia Retirement System (reflects continued assets in VRS from service as Virginia judge from 2003-2008) |
| 2. | | |
| 3. | | |

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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.)*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

BB&T Bank - salary and bonuses

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 PROVIDED

1. VA CLE

September 15-16,
2011

Charlottesville, VA

Speaker at Advanced
Business Litigation
Institute

Food, hotel

2. _____

3. _____

4. _____

5. _____

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

	<u>SOURCE</u>	<u>DESCRIPTION</u>	<u>VALUE</u>
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.)*

	<u>CREDITOR</u>	<u>DESCRIPTION</u>	<u>VALUE CODE</u>
1.			
2.			
3.			
4.			
5.			

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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. 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, redemption)	(2) Date mm/dd/yy	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. Nationwide Life Insurance Whole Life Policy		None	K	T					
2. Lincoln National Annuity	A	Dividend	J	T					
3. IRA #1	C	Dividend	M	T					
4. - UBS Pace Money Market Investment Fund Class P									
5. - PIMCO Total Return Fund Class A									
6. - Ivy Asset Strategy Fund Class A									
7. - Blackrock Inflation Protected Bond A									
8. - Delaware Diversified Income Fund Class A									
9. - FT Templeton Global Bond A									
10. - FT-Franklin US Gov't Sec A									
11. - PIMCO Investment Grade Corporate Bond Fund Class A									
12. - JP Morgan Highbridge Stat Market Neutral Fund A									
13. - Rydex/SGI Managed Futures Strategy Fund A									
14. - Blackrock Global Allocation Fund Inc. A									
15. - Oakmark Equity & Income Fund Class I									
16. Towne Bank Account	A	Interest	K	T					
17. Metlife Whole Life Policy	A	Dividend	K	T					

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 = \$250,001 - \$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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18. Raymond James Financial Services (X)									
19. - Capital Income Builder Fund Class A-American Funds M/F	A	Dividend	J	T					
20. - Fundamental Investors Fund Class A-American Funds M/F	A	Dividend	J	T					
21. - Growth Fund of America Class A-American Funds M/F	A	Dividend	J	T					
22. - Income Fund of America Class A-American Funds M/F	A	Dividend	J	T					
23. - Smallcap World Fund Class A-American Funds M/F	A	Dividend	J	T					
24. Roth IRA	A	Dividend	J	T					
25. - American Funds New Perspective Fund-A									
26. BB&T Bank Account	A	Interest			Closed	06/15/11	K		
27. BB&T (CD)	A	Interest			Matured	11/10/11	K		
28. BB&T (CD) (See Section VIII for explanation)		None			Matured	12/03/10	J		
29. BB&T (CD)	A	Interest			Matured	05/04/11	K		
30. BB&T (CD)	A	Interest	K	T					
31. BB&T (CD)	A	Interest			Matured	03/18/11	K		
32. BB&T (CD)	A	Interest			Matured	10/05/11	K		
33. BB&T (CD)	A	Interest			Matured	11/10/11	K		
34. BB&T (CD)	A	Interest			Matured	01/05/11	J		

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

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35. BB&T Bank Account (X)	A	Interest	J	T					
36. BB&T Bank Account (X)	A	Interest	J	T	Open	05/24/11	J		
37. BB&T Bank Account (X)	B	Interest	N	T	Open	06/10/11	N		
38. BB&T Bank Account (X)	A	Interest	J	T	Open	03/30/11	J		
39. BB&T (CD) (X)	A	Interest	K	T	Open	11/14/11	K		
40. BB&T (CD) (X)	A	Interest	K	T	Open	10/14/11	K		
41. BB&T (CD) (X)	A	Interest	K	T	Open	11/14/11	K		
42. Fidelity Magellan IRA	A	Dividend	L	T					
43. Vanguard Windsor II Fund Inv	A	Dividend	K	T					
44. Vanguard Prime Money Market Fund	A	Interest	J	T					
45. BB&T 401(k)	D	Dividend	O	T					
46. - BB&T 1 year BIC									
47. - Sterling Select Equity Fd C1 I									
48. - Vanguard Institutional Index									
49. - Sterling Mid-Cap Value									
50. - Sterling Mid Cap Growth									
51. - Sterling Int'l Equity									

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52. - Sterling Special Opps Equity									
53. - BB&T Common Stock Fund									
54. BB&T Non-Qualified Plan	A	Dividend	M	T					
55. Colonial REMIC, LLC, an indirect subsidiary of BB&T Corp	A	Dividend	J	T					
56. Walmart stock (See Part VIII for explanation)	A	Dividend			Sold	12/29/10	J		
57. Bank of America stock	A	Dividend			Sold	12/14/11	J	A	
58. BB&T stock	C	Dividend	M	T					
59. T. Rowe Price Virginia Tax Free Bond #1 (X)	A	Interest	K	T	Buy	6/13/11	K		
60. T. Rowe Price Virginia Tax Free Bond #2 (X)	A	Interest	K	T	Buy	12/01/11	J		
61. Virginia College Bldg Muni Bond (X)	A	Interest	K	T	Buy	06/15/11	K		
62. Wells Fargo Account (X)	A	Interest	J	T					

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

VII. Investments and Trusts.

The stock options listed on the 2010 Financial Disclosure at Line #46 vested but were not exercised. Therefore, they should not have been reported on last year's report and are not listed on this year's report and have instead been listed in Part III under Spouse's Non-Investment Income as "bonuses."

Line 28 - BB&T (CD) - This CD matured on 12/3/10 and this maturity date should have been reported on the 2010 Financial Disclosure Report. The income for 2010 on this CD was \$121.00 and the value at the end of 2010 was zero. The maturity date and the zero value is reported on this report to show the disposition of this asset.

Line 35 - BBT Bank Account - This bank account should have been listed on the 2010 Financial Disclosure Report but was inadvertently omitted. The interest income on the account at the end of 2010 was less than \$1,000 and would therefore fall into Category A for income received during the reporting period. The gross value of this account at the end of 2010 was less than \$15,000 and would therefore fall into Category J for gross value less than \$15,000. This account has been listed on this Financial Disclosure Report as a new account since it is listed here for the first time.

Line 45 - BB&T 401(k) - The name on some of the holdings in this 401(k) account have been changed from BB&T to Sterling. This affects lines 47, 49, 50, 51 and 52.

Line 56 - Walmart stock - This stock was sold in 2010, but a dividend was paid in 2011 so that dividend is reported on this disclosure.

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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/ Mark S. Davis**

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