

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2012

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) Bencivengo, Cathy A.	2. Court or Organization US District Court, California	3. Date of Report 05/15/2013
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) US District Judge, active	5a. Report Type (check appropriate type) ☐ Nomination ☐ Date ☐ Initial ☒ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 01/01/2012 to 12/31/2012
7. Chambers or Office Address U.S. Courthouse 221 West Broadway San Diego, California 92101		
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.)

	<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 9

Name of Person Reporting

Bencivengo, Cathy A.

Date of Report

05/15/2013

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>INCOME</u> (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.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>
1. 2012	Thermo Fisher Scientific - Salary & 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.)*

<u>SOURCE</u>	<u>DATES</u>	<u>LOCATION</u>	<u>PURPOSE</u>	<u>ITEMS PAID OR PROVIDED</u>
1. University of Texas School of Law	11/01/12 to 11/02/12	Austin, Texas	Participate as Panelist at Advanced Patent Law Institute	Transportation, lodging and food
2.				
3.				
4.				
5.				

FINANCIAL DISCLOSURE REPORT

Page 3 of 9

Name of Person Reporting

Bencivengo, Cathy A.

Date of Report

05/15/2013

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 9

Name of Person Reporting

Bencivengo, Cathy A.

Date of Report

05/15/2013

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. IRA #2 (Edward Jones)	E	Dividend	N	T					
2. -- Edward Jones Cash Reserves									
3. -- Capital World Grw & Inc Fund					Sold	06/08/12	K		
4. -- Columbia Marsico Growth Fund					Sold (part)	06/08/12	J		
5.					Sold	10/17/12	K		
6. -- Columbia Small Cap Value II					Buy (add'l)	06/08/12	J		
7. --Dodge & Cox Income Fund					Sold (part)	06/08/12	J		
8. -- Dodge & Cox Stock Fund					Sold (part)	06/08/12	J		
9. -- Federated Kaufmann Small Cap					Sold	06/08/12	J		
10. -- Fundamental Investors Fund					Sold (part)	06/08/12	J		
11. -- Hartford Cap Appreciation Fund					Sold (part)	06/08/12	J		
12. -- Hotchkis & Wiley Mid Cap Val I					Sold (part)	06/08/12	J		
13. -- JPMorgan Core Bond Fund Select					Sold (part)	06/08/12	J		
14.					Buy (add'l)	12/18/12	J		
15. -- Lomis Sayles Invst Grade Bd					Sold (part)	06/08/12	J		
16. -- MFS Value Fund					Sold (part)	06/08/12	J		
17. -- Munder Mid Cap Core Growth					Buy (add'l)	06/08/12	J		

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	
3. Value Method Codes	P3 = \$25,000,001 - \$50,000,000		P4 = More than \$50,000,000		
(See Column C2)	Q = Appraisal	R = Cost (Real Estate Only)	S = Assessment	T = Cash Market	
	U = Book Value	V = Other	W = Estimated		

FINANCIAL DISCLOSURE REPORT

Page 5 of 9

Name of Person Reporting

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☐ 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 I (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)
18. -- Mutual Global Discovery Fund					Sold (part)	06/08/12	J		
19. -- Oppenheimer Intl Growth Fund					Sold (part)	06/08/12	J		
20. -- Invesco Comstock Fund					Sold (part)	06/08/12	J		
21. --JPM Fed Money Market Inst Cl									
22. -- Artisan Intl Value Fund					Buy	06/08/12	K		
23. -- Alger Small/Mid Cap Growth					Buy	06/08/12	J		
24. -- Europacific Growth Fund					Buy	06/08/12	K		
25. -- T.Rowe Price Intl Discovery					Buy	06/08/12	J		
26. -- Harbor Capital Appreciation					Buy	06/08/12	K		
27. -- Rainer Mid Cap Equity					Buy	06/08/12	J		
28. -- Delaware US Growth					Buy	10/17/12	K		
29. 401K #2 (Thermo Fisher)	E	Dividend	O	T					
30. -- Dodge & Cox Stock									
31. -- T, Rowe Price Retirement 2040 Fund									
32. -- Thermo Fsher Scientific Inc.									
33. --Western Asset CR PL Bond					Sold	3/31/12	L		
34. -- Pimco Total Return Instl					Buy	3/31/12	L		

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

FINANCIAL DISCLOSURE REPORT

Page 6 of 9

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35. Brokerage Acct. #2									
36. -- Fundamental Investors	A	Dividend	K	T	Distributed (part)	08/30/12	J		
37. -- New World Growth Fund of America	A	Dividend	L	T					
38. -- U.S. Govt. Securities Fund	A	Dividend	K	T					
39. Palomar Pomerado Health Muni Bonds		None	K	T					
40. Money Market Charles Schwab	A	Interest	L	T					
41. Brokerage Acct. #4 (Schwab)									
42. --Columbia Seligman Comm & Info Fund	A	Dividend	J	T					
43. -- Matthews Asian Growth & Inc Fund	A	Dividend	J	T					
44. -- Munder Index 500 Fund	C	Dividend	K	T					
45. --Oakmark Equity Income Fund	A	Dividend	J	T					
46. -- Parnassus Equity Income	A	Dividend	J	T					
47. -- Permanent Portfolio	A	Dividend	J	T					
48. -- Reynolds Blue Chip	A	Dividend	K	T					
49. -- Yacktman Focused Fund	A	Dividend	K	T					
50. IRA #1	A	Dividend	J	T					
51. -- JDS Uniphase Corp. Common Stock									

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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 \$5,000,000	M = \$100,001 - \$250,000 P2 = \$5,000,001 - \$25,000,000	
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FINANCIAL DISCLOSURE REPORT

Page 7 of 9

Name of Person Reporting

Bencivengo, Cathy A.

Date of Report

05/15/2013

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52. -- Fidelity Intl Discovery Mutual Fund									
53. IRA #3 (Schwab)	B	Dividend	K	T					
54. -- Deposit Account/Cash Reserves									
55. -- Parnassus Equity Income									
56.									
57.									

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FINANCIAL DISCLOSURE REPORT

Page 8 of 9

Name of Person Reporting

Bencivengo, Cathy A.

Date of Report

05/15/2013

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

1) Part VII, Line 20 -- Formerly reported as Van Kempen Comstock Fund, named changed to Invesco Comstock Fund

FINANCIAL DISCLOSURE REPORT

Page 9 of 9

Name of Person Reporting

Bencivengo, Cathy A.

Date of Report

05/15/2013

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
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Washington, D.C. 20544