

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) MILLER, GRAY H.	2. Court or Organization U.S. DIST. COURT, SO. DIST. TX	3. Date of Report 10/22/2013
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. 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 BOB CASEY U. S. COURTHOUSE 515 RUSK AVE HOUSTON, TX 77002		
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.		

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 the Advisory Board	USS Cavalla Historical Foundation
2.	Member of the Board	Garland R. Walker American Inn of Court
3.	Member of the Board	Federal Bar Association - Southern District of Texas
4.	Member of the Executive Committee	Houston Marine Insurance Seminars, Inc.
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.		

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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. _____

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. _____

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.	Trapeze Capital Corp.	Margin Account	K
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. Everbank Bank Accounts	A	Interest	J	T					
2. Chase Bank Account (X)	A	Interest	N	T					
3. Performex Multi Manager Fund 3c1 LP	B	Int./Div.	J	T	Distributed (part)	01/23/12	K		
4.					Distributed (part)	08/01/12	K		
5.					Distributed (part)	11/05/12	N	E	
6. Brokerage Account #1 (H)									
7. - Cash Account (X)		None	J	T					
8. - Corridor Res Inc. Common Stock		None	J	T					
9. - Malaga Inc (Y)									
10. - ORCA Exploration		None	J	T					
11. - Specialty Foods Grp Vtr/Rt 13Feb12 (formerly..)	A	Interest			Sold	02/29/12	J	B	See Note in Part VIII
12. - St. Andrew Goldfields - New Common Stock		None	J	T					
13. - Xcite Energy Ltd Common		None			Sold (part)	02/23/12	J	B	
14.					Sold (part)	02/24/12	J	A	
15.					Sold	05/02/12	J	B	
16. - Manitok Energy Inc 23Apr2011		None	J	T	Sold (part)	10/16/12	J	B	
17.					Sold (part)	10/25/12	J	B	

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 H = \$1,000,001 - \$5,000,000	D = \$5,001 - \$15,000 I = More than \$5,000,000	E = \$15,001 - \$50,000 J = More than \$50,000,000
2. Value Codes (See Columns C1 and D3)	J = \$15,000 or less N = \$250,001 - \$500,000 P3 = \$250,000,001 - \$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	
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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18.					Sold (part)	11/26/12	J	B	
19. - Dynacor Gold Mines Inc Common Stock		None	J	T					
20. - Cline Mining Corp Common Stock		None			Sold	03/05/12	J		
21. - Southern Pacific Resource Corp Common Stock		None	J	T	Sold (part)	06/11/12	J		
22. - Dell Inc Common Stock	A	Dividend			Sold (part)	01/31/12	J	A	
23.					Sold (part)	02/15/12	J	A	
24.					Sold (part)	05/29/12	J		
25.					Sold	11/05/12	J		
26. - Pivot Acquisition CV 12.00% 14April2013	B	Interest	J	T					
27. - Fortress Paper Ltd Common Stock		None			Sold (part)	02/15/12	J		
28.					Sold (part)	05/30/12	J		
29.					Sold	11/08/12	J		
30. - Call 100 AEO 01/19/13 14.5		None			Sold (part)	04/27/12	J	A	
31.					Sold	05/03/12	J	A	
32. - Apple Inc Common Stock		None	J	T	Sold (part)	02/15/12	J	A	
33.					Sold	04/25/12	J	A	
34.					Buy	12/21/12	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	
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35. - Legacy Oil & Gass Inc Common Stock		None	J	T	Buy	03/20/12	J		
36.					Buy (add'l)	03/27/12	J		
37.					Buy (add'l)	10/02/12	J		
38. - Hasbro Inc.	A	Dividend			Buy	01/11/12	J		
39.					Sold	02/15/12	J	A	
40. - Specialty Foods Exc U& 8.00% 30Jun14	A	Interest			Buy	02/29/12	J		
41.					Sold (part)	06/30/12	J		
42.					Sold	12/28/12	J		
43. - WTS-SFG Parent Inc		None	J	T	Buy	02/29/12	J		
44. - OfficeMax Inc Common Stock	A	Dividend	J	T	Buy	03/09/12	J		
45.					Sold (part)	04/09/12	J	A	
46. - NII Holdings Inc CL-B		None	J	T	Buy	05/01/12	J		
47.					Buy (add'l)	05/17/12	J		
48. - Abercrombie & Fitch Company - A-		None			Buy	05/31/12	J		
49.					Sold	08/06/12	J		
50. - Oracle Corp Common Stock	A	Dividend			Buy	05/31/12	J		
51.					Sold	10/29/12	J	A	

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52. - Google Inc CL A Common Stock		None			Buy	06/15/12	J		
53.					Sold	10/01/12	J	A	
54. - OCH Ziff Cap Mgmt Grp LLC CL A	A	Dividend	J	T	Buy	06/26/12	J		
55.					Sold	10/26/12	J	A	
56.					Buy	12/17/12	J		
57. - Aetna Inc Common Stock	A	Dividend	J	T	Buy	07/11/12	J		
58. - Southwest Airlines Co Common Stock	A	Dividend	J	T	Buy	08/16/12	J		
59. - Renegade Petroleum Ltd Common Stock		None	J	T	Buy	10/29/12	J		
60. - Kohl Corp Common Stock		None	J	T	Buy	12/21/12	J		
61. - Cheesecake Factory Inc Common Stock		None	J	T	Sold	03/21/12	J		See Note in Part VIII
62. - Dick's Sporting Goods Inc Common Stock		None			Sold	04/25/12	J		See Note in Part VIII
63.					Buy	12/11/12	J		
64. - Splunk Inc Common Stock		None			Sold	10/04/12	J		See Note in Part VIII
65.					Buy	10/30/12	J	A	
66. - iShares Dow US Home Construction Idx		None	J	T	Sold	10/18/12	J		See Note in Part VIII
67. - St Joe Co Common Stock		None	J	T	Sold	10/22/12	J		See Note in Part VIII
68. - Facebook Inc Cl A Common Stock		None			Sold	11/21/12	J		See Note in Part VIII

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69.					Buy	12/04/12	J		
70. - Home Depot Inc Common Stock		None	J	T	Sold	12/11/12	J		See Note in Part VIII
71. Performex Multi Manager Fund 3c1 LP (IRA Investment)	D	Int./Div.	L	T	Distributed (part)	11/08/12	P1		
72. Chase Bank Account (IRA)(X)	A	Interest	M	T					
73. IRA #1 (H)									
74. - Wells Fargo Bank Deposit Sweep Accounts	A	Interest	O	T	Open	12/12/12	P1		See Note in Part VIII
75. - Alliancebernstein FDS Small Cap Growth FD		None	M	T	Buy	12/13/12	L		
76.					Buy (add'l)	12/28/12	K		
77. - Calamos International Growth Fund Class I	A	Dividend	M	T	Buy	12/13/12	L		
78.					Buy (add'l)	12/28/12	K		
79. - ING Equity TR Smallcap Opportunities FD CL I	B	Dividend	M	T	Buy	12/13/12	L		
80.					Buy (add'l)	12/28/12	K		
81. - Smallcap World Fund Inc Class F-1	B	Dividend	M	T	Buy	12/13/12	M		
82.					Buy (add'l)	12/28/12	L		
83. - Alger FDS II Spectra FD CL I	B	Dividend	M	T	Buy	12/13/12	L		
84.					Buy (add'l)	12/28/12	K		
85. - Wasatch Global Opportunities FD	D	Dividend	M	T	Buy	12/13/12	L		

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86.					Buy (add'l)	12/28/12	K		
87. - Westcore TR Intl Frontier FD	A	Dividend	M	T	Buy	12/13/12	L		
88.					Buy (add'l)	12/28/12	K		
89. Trust #1 (H)									
90. - Fidelity Core Cash Account	A	Interest			Closed	04/13/12	J		
91. - Short Dow30 ProShares ETF		None			Sold	12/11/12	J		
92. - Exxon Mobil Corp Common Stock	A	Dividend	J	T					
93. - Ameritrade Cash Holding Account	A	Interest	J	T	Open	04/13/12	J		
94. Trust #2 (H)									
95. - Fidelity Core Cash Account	A	Interest	J	T					
96. - Short Dow30 ProShares ETF		None			Sold	12/11/12	J		
97. - Exxon Mobile Corp Common Stock	A	Dividend	J	T					
98. Trust #3 (H)									
99. - Fidelity Core Cash Account	A	Interest	K	T					
100. - ProShares Short QQQ (PSQ)		None			Sold	12/11/12	J		
101. - ProShares Trust Short Dow 30 (DOG)		None			Sold	12/11/12	J		
102. - ProShares Short Russell 2000 (RWM)		None			Sold	04/03/12	J		

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103. - ProShares UltraShort Euro (EUO)		None			Sold	04/03/12	J	A	
104. - ProShares Short Real Estate Fd (REK)		None			Sold	12/11/12	J		

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

Note: ETF stands for Exchange Traded Fund.

Part VII, page 4 line 11 - Specialty Foods Grp Vtr/Rt 13Feb12 was formerly known as Specialty Foods Grp Vtr/Rt 14/Dec11.

Part VII, page 7 line 61 - Cheesecake Factory Inc Common Stock was sold short on 03/21/12. Column C has a value since the stock has not been purchased to cover the short sale by the end of the reporting period.

Part VII, page 7 line 62 - Dick's Sporting Goods Inc Common Stock was sold short on 04/25/12 and covered on 12/11/12. Column C has been left blank since this stock was not longer held at the end of the reporting period.

Part VII, page 7 line 64 - Splunk Inc Common Stock was sold short on 10/04/12 and covered on 10/30/12. Column C has been left blank since this stock was not longer held at the end of the reporting period.

Part VII, page 7 line 66 - iShares Dow US Home Construction Idx was sold short on 10/18/12. Column C has a value since the stock has not been purchased to cover the short sale by the end of the reporting period.

Part VII, page 7 line 67 - St Joe Co Common Stock was sold short on 10/22/12. Column C has a value since the stock has not been purchased to cover the short sale by the end of the reporting period.

Part VII, page 7 line 68 - Facebook Inc Cl A Common Stock was sold short on 11/21/12 and covered on 12/04/12. Column C has been left blank since this stock was not longer held at the end of the reporting period.

Part VII, page 8 line 70 - Home Depot Inc Common Stock was sold short on 12/11/12. Column C has a value since the stock has not been purchased to cover the short sale by the end of the reporting period.

Part VII, page 8 line 74 - Wells Fargo Bank Deposits Sweeps Accounts were opened up on December 12, 2012 with a transfer of funds from the ChaseBank Account (IRA) on Part VII, page 8 line 72.

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

MILLER, GRAY H.

Date of Report

10/22/2013

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/ **GRAY H. MILLER**

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