

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2013

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) Benitez, Roger T.	2. Court or Organization U. S. District Court, Southern District of California	3. Date of Report 03/20/2014
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) District Judge, Active	5a. Report Type (check appropriate type) ☐ Nomination ☐ Date ☐ Initial ☒ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 01/01/2013 to 12/31/2013
7. Chambers or Office Address 940 Front Street 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.		

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. Executor of Estate	Estate #1
2. Board of Trustees	Thomas Jefferson School of Law
3.	
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.	

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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>INCOME</u> (yours, not spouse's)
1. 2013	Executor fees	\$5,500.00
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. 2013	California State Teachers Retirement
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.				
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.	JP Chase Morgan Mortgage	Mortgage	N
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. Parcel 2 El Centro, Ca (\$98,026)	D	Rent			Sold	08/23/13	M	F	
2. Parcel 3 El Centro, Ca (\$106,694)		None			Sold	08/23/13	M	F	
3. Parcel 4 Salton City, Ca (\$2,508)		None	J	S					
4. Parcel 5 San Diego, CA (\$310,000)	E	Rent	N	S					
5. Note (X)- Steve and Anna Seibert	D	Interest	M	T					
6. Northern Life Annuity/ING	B	Interest	L	T					
7. Brokerage account-- MSSB--- (H)									
8. Citibank- Bank Deposit Program	B	Interest	K	T					
9. Automatic Data Processing ADP-common stock	A	Dividend	K	T					
10. Berkshire Hathaway B-BRKB-common stock		None	K	T					
11. Bristol Myers BMY sommon stock	A	Dividend	J	T					
12. Centurylink CTL common stock	A	Dividend	J	T					
13. Chevron-common stock-CVX	A	Dividend			Sold	03/11/13	J	B	
14. Ei Dupont-DD-common stock	A	Dividend	J	T					
15. General Electric- GE-common stock	A	Dividend	K	T	Buy (add'l)	05/24/13	J		
16. Duke Energy DUK-FKA Progress Energy-common stock	B	Dividend	K	T					
17. Proctor & Gamble-PG-common stock	A	Dividend	J	T					

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

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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				
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18. At&t (T)	A	Dividend	J	T					
19. Freeport McMoran (FCX)	A	Dividend			Sold	04/15/13	J	A	
20. Annaly Capital --NLY	A	Dividend	J	T	Buy	07/09/13	J		
21. National Fuel Gas Co. (NFG)	A	Dividend	J	T					
22. Ares Capital- (ARCC)	A	Dividend	J	T					
23. Vale S.A - (VALE)		None			Sold	04/17/13	J	A	
24. Royal Dutch Shell- (RDS'B)	A	Dividend	J	T					
25. Apple-common stock-AAPL	A	Dividend	K	T	Buy	03/12/13	K		
26. Royal Bank of Scotland-Preferred Stock- RBSM	A	Dividend	J	T	Buy	07/09/13	J		
27. Qwest Corp Preferential Rate- preferred stock-cty	A	Dividend	J	T	Buy	11/22/13	J		
28. Brokerage account-- LPL-(H)									
29. Crosstex Energy LP- limited partnership interest--XTEX	A	Dividend	J	T					
30. Health Care Reit, Inc. (HCN)	A	Dividend	J	T					
31. First Trust Energy Infra Fund (FIF)	A	Dividend	J	T					
32. Teekay LNG Partners- Limited Partnership (TGP)	A	Dividend	J	T					
33. First Trust MLP & Energy Income Fund-- (FEI)	A	Dividend	J	T					
34. Stag Industrial --(STAG)	A	Dividend	J	T					

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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. Columbia Strategic Fund Income Class A-- (COSIX)	A	Dividend	J	T					
36. Franklin Fund-small cap growth fund I- FRSGX class	A	Dividend	J	T					
37. Valic---(H)									
38. Valic Fixed Account Plus	A	Dividend	J	T					
39. Valic Midcap Strat. GR./Morgan Stanley	A	Dividend	J	T					
40. AIG Valic Mid Cap Fund (Wellington)	A	Dividend	K	T					
41. Valic Small Cap Special Value-Evergreen/ Putnam	A	Dividend	K	T					
42. Valic International Small Cap Equity/ AIG	A	Dividend	J	T					
43. Washington Mutual-(now Chase Bank-) aggregate	A	Interest	N	T					
44. San Diego County Credit Union aggregate	A	Interest	M	T					
45. Bank of America aggregate	A	Interest	J	T					
46. Scottrade - (H)									
47. American Airlines- AAMRQ	A	Dividend	J	T					
48. American Airlines Groupd-common stock-AAL	A	Dividend	J	T	Spinoff (from line 47)	12/16/13	J		
49.					Buy (add'l)	03/20/13	J		
50.					Buy (add'l)	03/22/13	J		
51.					Buy (add'l)	03/28/13	J		

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52.					Sold (part)	04/02/13	J	A	
53.					Buy (add'l)	05/21/13	J		
54.					Buy (add'l)	09/25/13	J		
55. Western Management Capital-common stock- WMC	A	Dividend	J	T	Buy	01/02/13	J		
56.					Buy (add'l)	03/13/13	J		
57.					Buy (add'l)	03/27/13	J		
58.					Sold (part)	05/28/13	J	A	
59. Big Five Sporting Goods Corp common stock-BGFV	A	Dividend	J	T	Buy	06/04/13	J		
60. Executor of Estate---									
61. California Bank and Trust	A	Interest			Closed	10/07/13	J		
62. California State Employee 401K-457 (X)	A	Dividend	J	T					
63. Trust- - - (X) (H)									
64. Wells Fargo- aggregate	A	Interest	M	T					
65. Parcel 6- San Diego, CA (\$156,406)	D	Rent	M	S					

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

Line 14, Part VII shows ownership of Du Pont stock. Prior year's report (2012) shows that I sold my Du Pont stock in 2012. That entry was in error. It was a only partial sale.

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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/ Roger T. Benitez**

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