

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) Seibert, James E.	2. Court or Organization U.S. District Court, NDWV	3. Date of Report 05/14/2012
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. Magistrate Judge - Full-time	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 1125 Chapline Street Wheeling, WV 26003		
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. Director	Oglebay Institute - Non Profit Corporation
2. Power of Attorney	Checking Account
3. Advisory Committee	Wheeling Auto Club Fund of the Community Foundation for the Ohio Valley, Inc.
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.)*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

Self-Employed, Real Estate Agent

2. 2011

First Choice Real Estate, LLC - Owner and Independent Contractor Realtor

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.	United Bank	JDS Investments, LLC - Guarantor of Note Secured by Deed of Trust	M
2.	United Bank	JDS Investments, LLC - Guarantor of Note Secured by Deed of Trust	K
3.	United Bank	██████████ - Note Secured by Deed of Trust	K
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. United Bank Accounts	A	Interest	J	T					
2. Main Street Bank Corp Accounts	A	Interest	K	T					
3. United Bank - POA	A	Interest	J	T					
4. First Choice Real Estate LLC	A	Interest	K	T					
5. Brokerage SEP Account #1	A	Dividend	K	T					
6. - American Fund - Short- Term Bond Fund of America					Sold (part)	12/09/11	J		
7. Sun Life Assurance	A	Dividend	J	T					
8. Sun Life Financial	A	Dividend	J	T					
9. Guardian	A	Dividend	J	T					
10. Guardian	A	Dividend	J	T					
11. NML Insurance Co.	A	Dividend	J	T					
12. NML Insurance Co.	A	Dividend	J	T					
13. NML Insurance Co.	A	Dividend	J	T					
14. NML Insurance Co.	A	Dividend	J	T					
15. NML Insurance Co.	A	Dividend	J	T					
16. NML Insurance Co.	A	Dividend	K	T					
17. NML Insurance Co.	A	Dividend	J	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	
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		

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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. NML Insurance Co.	A	Dividend	J	T					
19. Main Street Bank CDs	A	Interest	J	T					
20. Main Street Bank Stock	A	Dividend	J	T					
21. Gold FR Rooster		None	J	T					
22. Silver Eagle		None	J	T					
23. Peregrine Pharmaceuticals		None	J	T					
24. Direct Online Marketing - Note Receivable	A	Interest	M	T					
25. JDS Investments LLC - Rental property, Ohio County, WV	D	Rent	M	U					
26. JDS Investments LLC - Royalty interest, Ohio County, WV	D	Royalty	J	W					
27. Prudential Advanced Series Apex II Annuity		None	M	T					
28. LPL Financial SEP IRA Retirement Account #2	D	Dividend	M	T					
29. -JPMorgan US Government Money Market Fund									
30. - Inner Circle Fund II Grt Value Fund					Buy	07/21/11	J		
31. -AQR Funds Diversified Arbitrage Fund Class I					Buy	02/25/11	K		
32. -Artisan Fds Inc Mid Cap Value Fd Inv Shs									
33. -Aston Funds Montag & Caldwell Growth Fd					Sold	03/16/11	J	A	
34. -Blackrock Large Cap Series Funds Inc Large Cap Value Fund					Sold (part)	01/31/11	J	A	

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	

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35.					Sold (part)	06/06/11	J	A	
36.					Sold	06/23/11	J	A	
37. -Credit Suisse					Buy	02/23/11	J		
38.					Sold	11/04/11	J		
39. -Columbia Funds Ser Trust II Marsico Flexible Cap Fund					Buy	1/31/11	J		
40. -Delaware Emerging Markets Fund Instl					Sold	01/31/11	J	A	
41. -Eagle Ser Mid Cap Stock Fund					Sold	06/23/11	J	A	
42. -Eaton Vance Municipals Tr National Municipal Income Fund					Buy	01/31/11	K		
43. -Eaton Vance Mutual Funds Floating Rate									
44. -First Eagle Funds Inc Overseas Fund Class I					Buy	07/21/11	J		
45. -Forward Funds Global Infrastructure Fund Instl C1					Buy	03/29/11	J		
46. -Hotchkis & Wiley Funds High Yield Fund Class A					Buy	07/21/11	J		
47. -Ivy Funds Inc Asset Strategy Fund					Sold	02/25/11	J	A	
48. -JPMorgan Trust Strategic Income Opptys Fund					Buy	07/21/11	J		
49. -Mainstay Funds High Yield Corporate Bond Fund					Buy (add'l)	02/02/11	J		
50.					Buy (add'l)	03/02/11	J		
51.					Sold (part)	02/25/11	J	A	

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52.					Sold	03/16/11	K	A	
53. -Managers Trust I Managers AMG FQ Global Alternatives Fund					Buy (add'l)	04/19/11	J		
54.					Sold	07/21/11	J		
55. -Morgan Stanley Institutional Fund Inc Global Real Estate					Sold	06/06/11	J	A	
56. -Oppenheimer Senior Floating Rate Fund C1 Y					Buy	03/29/11	J		
57. -Pimco Fd Pac Invnt Mgmt Total Return Fd					Sold (part)	01/31/11	J		
58.					Sold (part)	02/23/11	J		
59. -RS Investment Trust Global Natural Resources Fund									
60. -Templeton Global Invnt Tr Gbl Bd Fd Inc Tr Advsr									
61. -Turner Funds Spectrum Fund									
62. -Western Asset Fds Inc Core Plus Bd Port					Sold (part)	11/21/11	J	A	
63. Commercial Rental Property #1, Wheeling, WV (2010 \$82,825)		None	L	R					
64. Flyover Films LLC		None	J	U	Buy	03/03/11	J		
65. Flyover Films LLC		None	J	U	Buy	03/03/11	J		
66. Gas royalty interest, Lewis County, WV (X)	D	Royalty	J	W					

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

Note A -

Parcel 1 is located in Wheeling, WV.

Parcel 2 is located in Valley Grove, WV.

This is a piece of family-owned real estate.

As instructed in the Committee's letter dated September 3, 2010, this partnership is now listed as investment income in Part VII instead of non-investment income in Part III.

Note B -

Peas in a Pod LLC dissolved 12/31/10.

Interest on Gala Group LLC sale on 1/1/11 was \$42.

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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/ James E. Seibert**

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