

FINANCIAL DISCLOSURE REPORT

Calendar Year 2003

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

1. Person Reporting (Last name, First name, Middle initial) Kelly, James M	2. Court or Organization U. S. District Court - EDPA	3. Date of Report 5/10/2004
4. Title (Article III Judges indicate active or senior status; magistrate judges indicate full- or part-time) Senior Judge	5. Report Type (check appropriate type) ☐ Nomination Date ☐ Initial ☒ Annual ☐ Final	6. Reporting Period 1/1/2003 to 12/31/2003
7. Chambers or Office Address 4006 U.S. Courthouse 601 Market St. Philadelphia, PA 19106	8. On the basis of the information contained in this Report and any modifications pertaining thereto, it is, in my opinion, in compliance with applicable laws and regulations. Reviewing Officer _____ Date _____	

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. Sign 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.

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

☒ NONE - (No reportable agreements.)

DATE

PARTIES AND TERMS

1.

RECEIVED
2004 MAY 17 A 10:59
FINANCIAL
DISCLOSURE OFFICE

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting

Kelly, James M

Date of Report

5/10/2004

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 TYPEGROSS INCOME

(yours, not spouse's)

1.	Pension - Commonwealth of Pennsylvania	6217.00
----	--	---------

B. Spouse's Non-Investment Income - (If you were married during any portion of the reporting year, please complete this section. (dollar amount not required except for honoraria)☒ **NONE** - (No reportable non-investment income.)DATESOURCE AND TYPE

1.	
----	--

IV. REIMBURSEMENTS - transportation, lodging, food, entertainment.

(Includes those to spouse and dependent children. See pp. 25-27 of instructions.)

☒ **NONE** - (No such reportable reimbursements.)SOURCEDESCRIPTION

1.	
----	--

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting

Kelly, James M

Date of Report

5/10/2004

V. GIFTS. *(Includes those to spouse and dependent children. See pp. 28-31 of Instructions.)*

	<u>SOURCE</u>	<u>DESCRIPTION</u>	<u>VALUE</u>
☐	NONE (No such reportable gifts.)		
1	Mr. & Mrs. Peter DePaul	Holiday Party	\$ 300.00
2			\$
3			\$
4			\$

VI. LIABILITIES. *(Includes those of spouse and dependent children. See pp. 32-34 of instructions.)*☒ **NONE** - (No reportable liabilities.)

	<u>CREDITOR</u>	<u>DESCRIPTION</u>	<u>VALUE CODE</u>
1.			

FINANCIAL DISCLOSURE REPORT

Page 1 of 6

Name of Person Reporting
Kelly, James M

Date of Report
5/10/2004

VII. INVESTMENTS and TRUSTS - income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 of filing instructions.)

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)	(2)	(1)	(2)	(1)	If not exempt from disclosure			
	Amount Code 1 (A -H)	Type (e.g. div. rent. or int.)	Value Code 2 (J-P)	Value Method Code 3 (Q-W)	Type (e.g. buy, sell, merger, redemption)	(2) Date: Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A- H)	(5) Identity of buyer/seller (if private transaction)
☐ NONE (No reportable income, assets, or transactions)									
1. Beneficial Savings Bank - CD - IRA	B	Interest	L	T					
2. Beneficial Savings Bank - 1st Federal Stock Trust - IRA	B	Dividend	L	T					
3. Merrill Lynch Retirement Reserve	A	Interest	J	T					
4. Citizens Bank checking account	A	Interest	K	T					
5. Citizens Bank savings account	A	Interest	K	T					
6. Citizens Bank savings account	A	Interest	J	T					
7. FNMA GNMA Mtg.	A	Interest	J	T					
8. Merrill Lynch Balanced Capital Fund Cl A	A	Dividend	J	T					
9. Public Service Enterprises common stock	B	Dividend	K	T	Buy Monthly		J		
10. Vanguard Dividend Growth Fd	A	Dividend	K	T	Buy Monthly		J		
11. Vanguard Prime Portfolio #30	A	Dividend	L	T					
12. Vanguard Treasury Money Market #50	A	Dividend	K	T					
13. Vanguard 500 Index Fund #40	B	Dividend	L	T	Buy Monthly		J		
14. Rhone Poulenc PFD	A	Dividend	J	T					
15. Janus Worldwide Fund	A	Dividend	K	T	Buy Monthly		J		
16. Vanguard Small Cap Index Fd #48	A	Dividend	K	T	Buy Monthly		J		
17. Reliant Resources common stock		None	J	T					
18. Cadbury Schweppes Delaware LP	A	Dividend	J	T					

1. Income/Gain Codes (See Columns B1 and D4)	A = \$1,000 or less F = \$50,001-\$100,000 J = \$15,000 or less N = \$250,000-\$500,000 P3 = \$25,000,001-\$50,000,000	B = \$1,001-\$2,500 G = \$100,001-\$1,000,000 K = \$15,001-\$50,000 O = \$500,001-\$1,000,000	C = \$2,501-\$5,000 H1 = \$1,000,001-\$5,000,000 L = \$50,001-\$100,000 P1 = \$1,000,001-\$5,000,000 P4 = \$More than \$50,000,000	D = \$5,001-\$15,000 H2 = More than \$5,000,000 M = \$100,001-\$250,000 P2 = \$5,000,001-\$25,000,000	E = \$15,001-\$50,000
2. Value Codes (See Columns C1 and D3)					
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 2 of 6

Name of Person Reporting

Kelly, James M

Date of Report

5/10/2004

VII. INVESTMENTS and TRUSTS -- income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 of filing instructions.)

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)	(2)	(1)	(2)	(1)	If not exempt from disclosure			
	Amount Code 1 (A-H)	Type (e.g. div. rent. or int.)	Value Code 2 (J-P)	Value Method Code 3 (Q-W)	Type (e.g. buy, sell, merger, redemption)	(2) Date: Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A- H)	(5) Identity of buyer/seller (if private transaction)
19. American Water Works common stock	A	Dividend			Sell	01/09	K	D	
20. Merrill Lynch Money Market	A	Interest	K	T					
21. Vanguard PA Long-term Tax Exempt Fd #77	A	Dividend	L	T	Buy Monthly		J		
22. T. Rowe Price New Era Fund	A	Dividend	J	T	Buy Monthly		J		
23. AFC Enterprises common stock		None			Sell	12/02	J	A	
24. Amerigas Partners LP	B	Distribution	K	T					
25. Amgen, Inc. common stock		None	K	T	Partial Sale	06/17	K	E	
26. Cisco Systems, Inc. common stock		None	K	T					
27. Daimler Chrysler common stock	A	Dividend	J	T					
28. Tyco Int'l, LTD. common stock	A	Dividend	J	T					
29. Dow Chemical common stock	A	Dividend	J	T					
30. Fleet Boston Financial Corp. common stock	A	Dividend	K	T					
31. General Electric common stock	A	Dividend	K	T					
32. ICOS Corp. common stock		None	J	T					
33. Johnson & Johnson common stock	A	Dividend	K	T	Buy	03/18	J		
34. Maxim Integrated Prod. common stock	A	Dividend	J	T					
35. Mellon Financial Corp. common stock	A	Dividend	K	T					
36. Microsoft Corp. common stock	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 = \$250,000-\$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 = \$50,000,001-\$100,000,000		
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		

FINANCIAL DISCLOSURE REPORT

Page 3 of 6

Name of Person Reporting

Kelly, James M

Date of Report

5/10/2004

VII. INVESTMENTS and TRUSTS — income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 of filing instructions.)

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)	(2)	(1)	(2)	(1)	If not exempt from disclosure			
	Amount Code 1 (A-H)	Type (e.g. div. rent. or int.)	Value Code 2 (J-P)	Value Method Code 3 (Q-W)	Type (e.g. buy, sell, merger, redemption)	(2) Date: Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-F)	(5) Identity of buyer/seller (if private transaction)
37. SBC Communications common stock	A	Dividend			Sell	02/03	J	A	
38. Sungard Data, Inc. common stock		None	J	T					
39. Tasty Baking common stock	A	Dividend	J	T					
40. UGI Corp. common stock	B	Dividend	K	T	Partial sale	01/31	J	D	
41. Verizon Communications common stock	A	Dividend	J	T	Partial Sale	05/29	J	C	
42. Viasat common stock		None	J	T					
43. Proxim Corp CL A		None	J	T					
44. ABN AMRO Cap. Trust PFD	B	Dividend	K	T					
45. Lehman Brothers Hldg. PFD	B	Dividend	K	T					
46. Lincoln Nat'l Corp. PFD	A	Dividend	J	T					
47. Public Storage PFD	B	Dividend	K	T					
48. State of Connecticut Bond (7/1/2003)	A	Interest			Sell	07/01	J	A	
49. Butler PA Bond (1/1/04)	A	Interest	J	T					
50. Reading PA Parking Auth. Bond (11/15/05)	A	Interest			Sell	11/17	J	A	
51. Alliance/Bernstein Premier Growth FD - Roth IRA	A	Dividend	K	T					
52. Putnam Capital Appreciation FD - Roth IRA	A	Dividend			Sell	06/17	K	A	
53. Salomon Smith Barney Money Fund - Roth IRA	A	Dividend	J	T					
54. Vanguard Health Care Fund - IRA	B	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	H = \$1,000,001-\$5,000,000	HD = 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 = \$250,000-\$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		

FINANCIAL DISCLOSURE REPORT

Page 4 of 6

Name of Person Reporting

Kelly, James M

Date of Report

5/10/2004

VII. INVESTMENTS and TRUSTS

-- income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 of filing instructions.)

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, merger, redemption)	(2) Date: Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-F)	(5) Identity of buyer/seller (if private transaction)
55. Delaware High Yield Opp. FD CL A-Simple Plan	A	Dividend	J	T					
56. Delaware Foundation Income FD CL A-Simple Plan	A	Dividend	J	T					
57. Salomon Smith Barney cash account	A	Interest	J	T					
58. AFC Enterprises Inc. common stock		None			Sell	12/02	J	A	
59. ARA Aramark common stock	A	Dividend	J	T					
60. Alliance Cap. Mgmt. Hldg. LP	A	Distribution	J	T					
61. Apartment Investment & Management common stock	A	Dividend	J	T					
62. Lexington Corp. common stock	A	Dividend	J	T					
63. Electronic Data Sys. PFD	A	Dividend	J	T					
64. Hazleton PA Water Auth. Bond (4/1/02)	A	Interest	K	T					
65. Bank of America Bond (2/15/09)	A	Interest	J	T					
66. Home Depot common stock	A	Dividend	J	T					
67. Oppenheimer Cap. Income Fd. CL C	A	Dividend	J	T					
68. Freedom Tax Credit Plus LP		None	J	T					
69. Vanguard Inflation Protection FD	B	Dividend	K	T	Partial sale	05/02	J	A	
70. Centerpoint Energy common	A	Dividend	J	T	Buy monthly		J		
71. Du Pont E I De Nemours common	A	Dividend	J	T					
72. Elan Corp PLC		None	J	T	Buy	01/14	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 FD4)	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 = \$250,000-\$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		

FINANCIAL DISCLOSURE REPORT

Page 5 of 6

Name of Person Reporting

Kelly, James M

Date of Report

5/10/2004

VII. INVESTMENTS and TRUSTS — income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 of filing instructions.)

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, merger, redemption)	(2) Date: Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A- F)	(5) Identity of buyer/seller (if private transaction)
73. Johnson & Johnson PFD	A	Dividend	K	T					
74. Storage Technology common		None			Sell	01/09	J	B	
75. NASDAQ 100 Trust Ser 1	A	Dividend	J	T					
76. Smurfit Stone Container Corp PFD	A	Dividend	J	T					
77. Ford Motor Credit Corp Sr Notes	A	Interest	J	T					
78. Sovereign Bancorp bond	A	Interest	J	T					
79. Federal Home Loan Mtg Corp notes	A	Interest			Sell	04/17	J	A	
80. Federal Home Loan Mtg Corp notes	A	Interest			Sell	06/27	K	A	
81. Financing Corp FICO Strip	B	Interest	K	T					
82. Wachovia bank accounts (name change)	A	Interest	J	T					
83. Barrick Gold Corp.	A	Dividend	J	T	Buy	12/03	J		
84. Texas Genco Holding	A	Dividend	J	T	Buy	01/10	J		
85. Citibank bank account (Smith Barney bank deposit program)	A	Interest	J	T	Open	03/12	J		
86. Altair Nanotechnologies Inc.		None	J	T	Buy	12/02	J		
87. Genaera Corp.		None	J	T	Buy	07/22	J		
88. Intel Corporation	A	Dividend	J	T	Buy	09/05	J		
89. General Motors Acceptance Corporation Bond	B	Interest	K	T	Buy	07/08	K		
90. National Bank of SC certificate of deposit	A	Interest	J	T	Open	04/16	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 D3)	F = \$50,001-\$100,000	G = \$100,001-\$1,000,000	H = \$1,000,001-\$5,000,000	I = 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 = \$250,000-\$500,000	O = \$500,001-\$1,000,000	P = \$1,000,001-\$5,000,000	Q = \$5,000,001-\$25,000,000	
	R = \$25,000,001-\$50,000,000		S = 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		

FINANCIAL DISCLOSURE REPORT

Page 6 of 6

Name of Person Reporting

Kelly, James M

Date of Report

5/10/2004

VII. INVESTMENTS and TRUSTS -- income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 of filing instructions.)

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)	(2)	(1)	(2)	(1)	If not exempt from disclosure			
	Amount Code 1 (A-H)	Type (e.g. div. rent. or int.)	Value Code 2 (J-P)	Value Method Code 3 (Q-W)	Type (e.g. buy, sell, merger, redemption)	(2) Date: Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A- H)	(5) Identity of buyer/seller (if private transaction)
91. CitiGroup Capital IX TRUPS 6%	A	Interest	J	T	Buy	02/05	J		
92. Firstbank certificate of deposit (IRA)	A	Interest	J	T	Open	02/25	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	H = \$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 = \$250,000-\$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		

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting

Kelly, James M.

Date of Report

5/10/2004

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

Date

5/11/2004

NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILFULLY FALSIFIES OR FAILS TO FILE THIS REPORT MAY BE SUBJECT TO CIVIL AND CRIMINAL SANCTIONS (5 U.S.C. App., § 104.)

FILING INSTRUCTIONS

Mail signed original and 3 additional copies to:

Committee on Financial Disclosure
Administrative Office of the
United States Courts
Suite 2-301
One Columbus Circle, N.E.
Washington, D.C. 20544