

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) Gibson, Kim R	2. Court or Organization U.S. District Court, PA	3. Date of Report 4/7/2004
4. Title (Article III Judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. District Judge (active)	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 104 Penn Traffic Building 319 Washington Street Johnstown, PA 15901	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. Co-chairman	Flight 93 Memorial Task Force
2. Executor	Estate [REDACTED]
3.	
4.	

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

☐ **NONE** - (No reportable agreements.)

DATE	PARTIES AND TERMS
1. 1978	Somerset County Employees Retirement Plan - pension received each month beginning in 2001.
2. 1998	Pennsylvania State Employees Retirement Plan - pension received each month beginning in 2003; also medical insurance is provided under the plan.
3. 1996	United States Army Reserves Retirement - pension to be received upon reaching 60 years of age.

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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>GROSS INCOME</u> (yours, not spouse's)
1.	2003	Somerset County Employees Retirement Plan (county pension).	\$12,060.06
2.	2003	Pennsylvania State Employees Retirement Plan (state pension).	\$3,386.37
3.	2003	Administrative Office of Pennsylvania Courts (state judge salary) - this salary ended when I became a U.S. District Judge on October 20, 2003.	\$95,581.31

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.)

	<u>DATE</u>	<u>SOURCE AND TYPE</u>
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.)

	<u>SOURCE</u>	<u>DESCRIPTION</u>
1.		

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V. GIFTS. (Includes those to spouse and dependent children. See pp. 28-31 of instructions.)☒ **NONE** - (No such reportable gifts.)SOURCEDESCRIPTIONVALUE

1.

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

1. MBNA

Credit Card

L

2. USAA

Credit Card

J

3. Mellon

Credit Card

J

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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. First National Bank - Accounts	A	int.	K	T					
2. Somerset Trust Company	A	int./div.	L	T					See note 1) in Part VIII
3. Nationwide Retirement Solutions									See note 2) in Part VIII
4. Commonwealth of PA State Employees Retirement	B	int.	L	T	Transferred	12/1	L		See note 3) in Part VIII
5. USAA Aggressive Growth Fund	A	int./div.	J	T					
6. USAA Emerging Markets Fund	A	int./div.	J	T					
7. USAA International Fund	A	int./div.	K	T					
8. USAA Science & Technology Fund	A	int./div.	J	T					
9. USAA First Start Fund	A	int./div.	J	T					
10. USAA Income Fund	A	int.	K	T					
11. USAA Intermediate - Term Bond Fund	A	int.	J	T					
12. USAA S & P 500 Index Fund	A	int./div.	J	T					
13. USAA Small Cap Stock Fund	A	int./div.	J	T					
14. Fidelity Equity Income Fund	A	int./div.	J	T					
15. Nationwide Fixed Account	A	int./div.	K	T					
16. Fidelity Magellan Fund	A	int./div.	K	T					
17. American Century Ultra Fund	A	int./div.	K	T					
18. Templeton Foreign Fund, Class A	A	int./div.	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 = \$250,000-\$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		

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	(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)	If not exempt from disclosure			
						(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. Nationwide Life Insurance - Universal Life	A	int./div.	J	T					See note 4) in Part VIII
20. AAF/MAA Life Insurance - Whole Life	A	int./div.	K	T					See note 4) in Part VIII
21. Prudential Life Insurance - Whole Life	A	int./div.	J	T					See note 4) in Part VIII
22. Real Estate - Residential Lot - Somerset, PA		None	K	R					
23. Federated GNMA Trust #16	A	div.	J	T					
24. Federated Stock Trust #19	A	div.	J	T					
25. Federated Growth Fund #48		None	J	T					
26. Federated Kaufman Class A Fund #66		None	J	T					
27. Federated Equity FDS Comm Tech Cl. A #965		None	J	T					
28. Fed Int. Capital Appreciation Fund #863		None	J	T					
29. Prime Obligations Fund Principal #10	A	int.	J	T					
30. Federated Large Cap Growth Fund #322		None	J	T					
31. Transamerica Fincl. Corp. Debs Zero Cpn due 9/1/07		None	J	T					
32. Somerset Trust Company - Accounts	A	int.	J	T					
33. Estate of Eleanor M. Gibson									See note 5) in Part VIII
34. -Somerset Trust Company - Account	A	int.	F	T					
35. -Merrill Lynch - Accounts	B	int.	K	T					
36. -GNM	A	int.	J	T					

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37. -GM Bonds	B	int.	K	T					
38. -Duke Energy Bonds	B	int.	K	T					
39. -Capstead Mortgage	B	int.	J	T					
40. -N Star	A	int./div.	J	T					
41. -PPL Corp	A	int./div.	K	T					
42. -Pub Svc Enterprise Grp.	B	int./div.	K	T					
43. -Wachovia Corp.	C	int./div.	G	T					
44. -Real Estate - Residential - Somerset, PA		None	G	T					
45.									
46.									
47.									
48.									
49.									
50.									

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VIII ADDITIONAL INFORMATION OR EXPLANATIONS

(Indicate part of Report.)

- 1) Part VII, page 1, line 2 - In the previous report filed in May, 2003 these accounts and retirement accounts were reported under the single designation of Somerset Trust Company without enumerating each individual fund. The individual funds are set forth in Part VII, page 2, lines 22, 23, 24, 25, 26, 27, 28, 29, 30, 31 and 32.
- 2) Part VII, page 1, line 3 - In the previous report filed in May, 2003 this retirement account was reported in its entire amount under the single designation of Nationwide Retirement Solutions without enumerating each individual fund. The individual funds are set forth in Part VII, page 1, lines 14, 15, 16, 17 and 18.
- 3) Part VII, page 1, line 4 - After terminating employment as a state court judge, my pension account was transferred to my rollover IRA with USAA (see Part VII, page 1, lines 6, 7, 10, 11, 12 and 13 for the funds into which the pension was transferred).
- 4) Part VII, pages 1 and 2, lines 19, 20 and 21 - These three entries were inadvertently omitted in the May 2003 report.
- 5) Part VII, page 2, line 33 - I became executor of this estate in October 2003. I am also one of three residuary heirs. The assets of the estate are set forth on pages 2, 3, lines 34, 35, 36, 37, 38, 39, 40, 41, 42, 43 and 44.

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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. § 501 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Signature

Date

April 7, 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