

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) HIGGINBOOTHAM, PATRICK E	2. Court or Organization U.S. COURT OF APPEALS, FIFTH	3. Date of Report 4/30/2004
4. Title (Article III Judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. CIRCUIT 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 1100 COMMERCE, ROOM 1302 DALLAS, TX 75242	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.)

<u>POSITION</u>	<u>NAME OF ORGANIZATION/ENTITY</u>
1. TRUSTEE, CHAIR, BOARD OF TRUSTEES	THE CENTER FOR AMERICAN & INTERNATIONAL LAW (FORMERLY THE SOUTHWESTERN LEGAL FOUNDATION)
2. BOARD OF OVERSEERS	RAND - INSTITUTE FOR CIVIL JUSTICE
3. ETHICS 2000 COMMISSION, MEMBER	AMERICAN BAR ASSOCIATION
4. CO-INDEPENDENT EXECUTOR	TRUST #1
5. INDEPENDENT EXECUTOR	TRUST #2

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. _____	_____

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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	SMU (TEACHING - SPRING)	15000.00
2.	2003	MATTHEW BENDER (WRITING)	1216.00

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.)

	<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.	SEE ATTACHMENT	

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V. GIFTS. (Includes those to spouse and dependent children. See pp. 28-31 of instructions.)☒ **NONE** - (No such reportable gifts.)SOURCEDESCRIPTIONVALUE1.

VI. LIABILITIES. (Includes those of spouse and dependent children. See pp. 32-34 of instructions.)☒ **NONE** - (No reportable liabilities.)CREDITORDESCRIPTIONVALUE CODE1.

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VII. INVESTMENTS and TRUSTS — income, value, transactions (includes those of the spouse and dependent children. See pp. 34-37 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)	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)
☐ NONE (No reportable income, assets, or transactions)									
1. BANK OF AMERICA ACCOUNT	A	Interest	J	T					
2. IRA, BANK OF AMERICA	B	Interest	M	T					
3. PHOENIX GROWTH FUND (MUTUAL FUND)	A	Dividend	K	T					
4. BANK ONE ACCOUNTS	A	Interest	K	T					
5. IRA, BANK OF AMERICA (MONEY MARKET)	E	Interest	J	T					
6. BEAL BANK ACCOUNTS	B	Interest	K	T					
7. CHASE ACCOUNT (TRUST #1)	A	Interest	J	T					
8. TRUST #1		None	J	W					
9. NEW YORK LIFE INSURANCE COMPANY	A	Interest	J	T					
10. VERIZON COMMON STOCK	A	Dividend	K	T					
11. TRUST #2		None	J	W					
12. MERRILL LYNCH MONEY MARKET ACCOUNT	A	Interest	L	T					
13. MERRILL LYNCH MONEY MARKET ACCOUNT	A	Interest	J	T					
14. DQE CAPITAL CORPORATION (CORP BOND)	B	Interest	K	T					
15. AMERICAN GEN CAP 1 (CORP BOND)	B	Interest	K	T					
16. BANK ONE CAPITAL 1 (CORP BOND)	B	Interest	K	T					
17. GEORGIA ST. RFDG SER E (MUNI BOND)	A	Interest	K	T					
18. WALTON CO GA DEV AUTH IDR WALTON MFG CO (MUNI BOND)	A	Interest	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
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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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. GEORGE L. SMITH II GA WLD CONGR RV (MUNI BOND)	A	Interest	J	T					
20. RICHMOND CNTY GA WTR-SEW REV (MUNI BOND)	B	Interest	K	T					
21. FULTON CO GA DEV AT SPL FACS REV DELTA AIR LINES (X)	A	Interest	J	T					
22. FULCO GA HOSP AT REV ANT CTFS HLTH SYS (MUNI BOND)	B	Interest	K	T					
23. FULTON CNTY GA DEV AT RV GA TECH FNDTN (MUNI BOND)	A	Interest	J	T					
24. AGL RSOURCES INC COMMON STOCK	A	Dividend	K	T					
25. AT&T CORP COMMON STOCK	A	Dividend	J	T					
26. COMCAST CORP COMMON STOCK		None	J	T					
27. DTE ENERGY COMPANY COMMON STOCK	A	Dividend	J	T					
28. EXXON MOBIL CORP COMMON STOCK	B	Dividend	L	T					
29. DUNE ENERGY CORP CONV	A	Interest	J	T					
30. POST PROPERTIES INC REIT	A	IV/CAP GAI	J	T					
31. MS QUALITY MUN SECS (MUTUAL FUND)	A	Dividend	J	T					
32. PIMCO TOTAL RETURN FD (MUTUAL FUND)	A	IV/CAP GAI	J	T					
33. BELL SOUTH CORP (X)	A	Dividend	J	T					
34. CINERGY CORP COM (X)	A	Dividend	J	T					
35. VAN KAMPEN SENIOR INCM TR (X)	A	Dividend	J	T					
36. GENERAL ELECTRIC (X)	A	Dividend	J	T					

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37. PIONEER HIGH YIELD FUND CLASS C (X)	A	Dividend	J	T					
38. AT&T COMMON STOCK	A	Dividend	J	T					
39. CHATHAM CNTY GA HOSP REV (X)	A	Interest	J	T					
40. FULCO GA HSP AT RV ANTIC CTFS ST JOSEPHS (X)	B	Interest	K	T					
41. CHEROKEE CO GA HOSP AUTH RV CTFS REF MBIA (X)	B	Interest	K	T					
42. SAVANNAH GA HOSP AUTH RV CANDLER HSP (MUN) BOND)	A	Interest			SOLD	01/03	K		
43. SAVANNAH GA HOSP AUTH RV ST JOSEPHS HOSP (MUN) BOND)	A	Interest			SOLD	07/01	J		
44. COMED FINANCING I (CORP BOND)	A	OID			SOLD	03/20	J		
45. LUCENT TECHNOLOGIES, INC (X)		None	J	T					
46. MS MUN INC OPPT ST III (X)	A	Interest	J	T					
47. RENTAL PROPERTY, PENSACOLA, FL.	E	Rent	M	R	BUY	02/24	M		
48. ROYALTY INTEREST, TULSA, OK	C	Royalty	J	W	BUY	01/15	J		

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VII. ADDITIONAL INFORMATION OR EXPLANATIONS

(Indicate part of Report.)

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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

5.12.04

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

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Higginbotham, Patrick E.Date of Report
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SECTION IV. REIMBURSEMENTS AND GIFTS

Attachment to A0-10 - Financial Disclosure Statement

Patrick E. Higginbotham
Report Dated 4.30.04

<u>SOURCE</u>	<u>DESCRIPTION</u>
Stanford Law School	Lecturer, Stanford, CA March 10-12 (transportation, parking, lodging, meals)
RAND, Institute for Civil Justice Meeting	Participant - Santa Monica, CA March 27-28 (transportation, parking, lodging, meals)
American College of Trial Lawyers	Speaker, Biloxi, MS May 2-3 (transportation, parking, lodging, meals) (S)
American Bar Association Section of Litigation	Speaker, Park City, Utah June 19-20 (transportation, parking, lodging, meals)