

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2005

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) Graber, Susan P	2. Court or Organization U.S. Court of Appeals/9th Cir	3. Date of Report 05/01/2006
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. Circuit Judge- Active	5a. Report Type (check appropriate type) ☐ Nomination, ☐ Initial ☒ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 01/01/2005 to 12/31/2005
7. Chambers or Office Address The Pioneer Courthouse 700 SW Sixth Ave Portland OR 97204	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 instructions.)

☐ NONE (No reportable positions.)

POSITION

NAME OF ORGANIZATION/ENTITY

1. Trustee	Trust #1
2.	
3.	
4.	
5.	

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

☐ NONE (No reportable agreements.)

DATE

PARTIES AND TERMS

1. 1988	Oregon Public Employee's Retirement Systems (PERS) with former employer when I was a state court judge. (Statutorily defined benefits; no control)
2.	
3.	

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FINANCIAL DISCLOSURE REPORT

Page 2 of 8

Name of Person Reporting

Graber, Susan P

Date of Report

05/01/2006

III. NON-INVESTMENT INCOME. *(Reporting individual and spouse; see pp. 17-24 of 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.		
2.		
3.		
4.		
5.		

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. 2005	Portland General (deferred & retirement income)
2.	
3.	
4.	
5.	

IV. REIMBURSEMENTS — *transportation, lodging, food, entertainment.**(Includes those to spouse and dependent children. See pp. 25-27 of instructions.)*☐ NONE *(No reportable reimbursements.)*

<u>SOURCE</u>	<u>DESCRIPTION</u>
1. Santa Clara University School of Law	Honors Moot Court - March 30 - 31, Santa Clara CA, travel expenses, lodging and meals
2. American Bar Association	9th National Institute on Class Actions CLE, October 6-7 San Francisco CA, travel expenses, lodging and meals
3.	
4.	
5.	

FINANCIAL DISCLOSURE REPORT

Page 3 of 8

Name of Person Reporting

Graber, Susan P

Date of Report

05/01/2006

V. GIFTS. *(Includes those to spouse and dependent children. See pp. 28-31 of 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. 32-34 of instructions.)*☒ NONE *(No reportable liabilities.)*

	<u>CREDITOR</u>	<u>DESCRIPTION</u>	<u>VALUE CODE</u>
1.			
2.			
3.			
4.			
5.			

FINANCIAL DISCLOSURE REPORT

Page 4 of 8

Name of Person Reporting

Graber, Susan P

Date of Report

05/01/2006

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

1. Charles Schwab Money Market Fund #1	A	Dividend	J	T					See comments in Part VIII
2. Charles Schwab Money Market Fund #2	A	Dividend	J	T					See comments in Part VIII
3. Charles Schwab Money Market Fund #3	A	Dividend	J	T					See comments in Part VIII
4. Oregon Savings Growth Plan		None	K	T					
5. PERS account (See description in Part II (1))		None	M	T					
6. [REDACTED] Farm LLC	D	Distribution	M	Q					Appraisal dated 5/28/98
7. IRA #1	C	Dividend							Reported in the aggregate
8. --Vanguard Short-Term Bond Index			L	T					
9. --Fidelity/Vanguard Intermediate Bond Index Fund			M	T					
10. --Vanguard Index 500			M	T					
11. --Vanguard Mid Cap Index			M	T					
12. --Vanguard Small Cap Growth Index			L	T					
13. IRA #2	E	Dividend							Reported in the aggregate
14. --Vanguard Short Term Bond Index Fund					Sell part	09/01	M		Gain not reported to us
15. --Vanguard Short Term Bond Index Fund			K	T					
16. --Enron Common Stock			J	T					
17. --Schwab Money Market					Buy	10/19	K		

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 = \$250,001 - \$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 R = Cost (Real Estate Only) V = Other	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 S = Assessment W = Estimated	D = \$5,001 - \$15,000 H2 = More than \$5,000,000 M = \$100,001 - \$250,000 P2 = \$5,000,001 - \$25,000,000 T = Cash Market	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				

FINANCIAL DISCLOSURE REPORT

Page 5 of 8

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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				
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						(2) Date Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
18. --Schwab Money Market			K	T					
19. --Vanguard Mid Cap Index Fund					Sell part	09/01	M		Gain not reported to us
20. --Vanguard Mid Cap Index Fund					Sell part	10/19	M		Gain not reported to us
21. --Vanguard Mid Cap Index Fund			M	T					
22. --Vanguard Index 500			N	T					
23. --Vanguard Intermediate Term Bond Index					Buy	09/02	M		
24. --Vanguard Intermediate Term Bond Index			N	T					
25. --Harding Lovenger Emerging Markets Fund					Buy	09/02	L		
26. --Harding Lovenger Emerging Markets Fund			L	T					
27. --Vanguard Developed Markets Index Fund					Buy	9/02	M		
28. --Vanguard Developed Markets Index Fund					Buy	10/20	L		
29. --Vanguard Developed Markets Index Fund			M	T					
30. --Schwab Core Equity Fund					Buy	12/19	L		
31. --Schwab Core Equity Fund			L	T					
32. IRA #3	A	Dividend							
33. --Spartan International Index Fund			K	T					
34. Portland General Deferred Income	B	Interest			Total distr.	10/01	J		

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2. Value Codes (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 (See Column C2)	P3 = \$25,000,001 - \$50,000,000 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	

FINANCIAL DISCLOSURE REPORT

Page 6 of 8

Name of Person Reporting

Graber, Susan P

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05/01/2006

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						(2) Date Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
35. Trust #1									
36. --Vanguard Short Term Bond Index Fund	B	Dividend							
37. --Vanguard Short Term Bond Index Fund					Sell part	12/16	K		Gain not reported to us
38. --Vanguard Short Term Bond Index Fund			K	T					
39. --Vanguard Mid Cap Index	A	Dividend	J	T					
40. --Vanguard Index 500	A	Dividend	K	T					
41. --Vanguard Intermediate Term Bond Fund	A	Dividend							
42. --Vanguard Intermediate Term Bond Fund					Buy	12/19	K		
43. --Vanguard Intermediate Term bond Fund			K	T					
44. American Century Select	A	Dividend	J	T					

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2. Value Codes (See Columns C1 and D3)					
3. Value Method Codes (See Column C2)	Q = Appraisal U = Book Value				

FINANCIAL DISCLOSURE REPORT

Page 7 of 8

Name of Person Reporting

Graber, Susan P

Date of Report

05/01/2006

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

Part VII, lines 1-3: The Charles Schwab money market funds are cash-equivalent funds. For clarity of reporting, I do not distinguish between Charles Schwab's "regular" and "Value Advantage" money market funds. Each [REDACTED] member's fund is listed separately.

FINANCIAL DISCLOSURE REPORT

Page 8 of 8

Name of Person Reporting

Graber, Susan P

Date of Report

05/01/2006

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 May 10, 2006

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