

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2009

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) BRORBY, WADE	2. Court or Organization Tenth Circuit	3. Date of Report 04/06/2010
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Circuit Judge - Senior	5a. Report Type (check appropriate type) ☐ Nomination, ☐ Date ☐ Initial ☒ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 01/01/2009 to 12/31/2009
7. Chambers or Office Address P.O. Box 1028 Cheyenne, WY 82003	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. Co-Trustee	Trust #1
2.	
3.	
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.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>	<u>INCOME</u> (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.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>
1. 11/25/09	Prudential Insurance - Policy Dividend - See Part VIII
2.	
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.)*

<u>SOURCE</u>	<u>DATES</u>	<u>LOCATION</u>	<u>PURPOSE</u>	<u>ITEMS PAID OR PROVIDED</u>
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.		
2.		
3.		
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. IRA #1:		Int/Div.	N	T					
2. --Acadian Emerging Markets Portfolio (AEMGX)									
3. --Artio Int'l Equity Fund (BJBIX)									
4. --Dodge & Cox Int'l Stock Fund (DODFX)					Buy (add'l)	11/04/09	J		
5. --Exxon Mobil Corp. (stock) (XOM)					Sold	07/22/09	J	A	
6. --Federated Total Ret'n Bond (FTRFX)					Buy	07/22/09	K		
7. --Ishares TR Barclays Agg. Bond Fund (AGG)									
8. --Ishares Trust S & P 500 Index Fund (IVV)									
9. --Johnson & Johnson (stock) (JNJ)					Sold	07/22/09	J		
10. --Loomis Sayles Bond Fund (LSBRX)									
11. --Manning & Napier World Oppty. (EXWAX)					Buy (add'l)	01/20/09	J		
12.					Buy (add'l)	02/20/09	J		
13.					Buy (add'l)	03/20/09	J		
14.					Buy (add'l)	04/20/09	J		
15. --Merrill Lynch 6.45% (MER+K)					Sold	07/22/09	J		
16. --Morgan Stanley 6.6% Cap Trust (MSZ)					Sold	07/22/09	J		
17. --Nuveen Multi Strat (JPC)					Sold	07/22/09	J		

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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☐ 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)
18. --Pamassus Equity Income Fund (PRLX)					Buy (add'l)	01/20/09	J		
19.					Buy (add'l)	02/20/09	J		
20.					Buy (add'l)	03/20/09	J		
21.					Buy (add'l)	04/20/09	J		
22. --Pimco Total Return Fund Class D (PTTDX)									
23. --Royce Pennsylvania (PENNX)					Buy	11/16/09	J		
24. --Royce TR Fund (RYTRX)									
25. --Schwab Premier Equity Select (Investor) Shares (SWPSX)					Sold	07/22/09	K		
26. --Sector SPDR Tech Select Shares (XLK)					Buy	07/22/09	J		
27. --SPDR S& P Div. ETF (SDY)					Buy	07/22/09	K		
28. --UMB Scout International Fund (UMBWX)									
29. --Value Line Emerging Oppty. Fund (VLEOX)					Buy (add'l)	01/20/09	J		
30.					Buy (add'l)	02/20/09	J		
31.					Buy (add'l)	03/20/09	J		
32.					Buy (add'l)	04/20/09	J		
33.					Sold	11/13/09	J	A	
34. TRUST #1:	F	Int./Div.	O	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 = \$250,001 - \$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	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)	Q = Appraisal U = Book Value	R = Cost (Real Estate Only) V = Other			
3. Value Method Codes (See Column C2)					

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35. --American Century Tax Free Bd. Inv. (TWTIX)					Buy	07/22/09	K		
36. --Avonworth PA School Bond					Matured	06/01/09	K		
37. --Bank of America Corp. (BAC)					Sold	11/04/09	J		
38. --Davis NY Venture Fd (NYVTX)					Buy	01/07/09	K		
39. --Fidelity AZ Muni Income Fd. (FSAZK)					Sold	07/22/09	K		
40. --Ishares TR Russell 2000 Index Fund (IWM)					Sold	11/04/09	J		
41. --Ishares Trust S& P 500 (IVV)					Buy (add'l)	07/22/09	K		
42. --Janus Growth & Income Fund (JAGIX)					Sold	11/04/09	J		
43. --Laudus Growth Inv. U.S. Lg. Cap Growth Fd. (LGILX)					Buy	11/04/09	K		
44. --Loomis Sayles Bond Fund C1 R (LSBRX)					Sold	11/04/09	K		
45. --Maricopa County AZ 3.25% Bond					Matured	07/01/09	J		
46. --NB Socially Responsive (NBSRX)					Buy (add'l)	01/07/09	J		
47.					Buy (add'l)	02/20/09	J		
48.					Buy (add'l)	03/20/09	J		
49.					Buy (add'l)	04/20/09	J		
50.					Sold	11/04/09	K		
51. --Oppenheimer Int'l Growth (OIGAX)					Buy	11/04/09	K		

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2. Value Codes (See Columns C1 and D3)	N = \$250,001 - \$500,000 P3 = \$25,000,001 - \$50,000,000	O = \$500,001 - \$1,000,000	P1 = \$1,000,001 - \$5,000,000 P4 = More than \$50,000,000	P2 = \$5,000,001 - \$25,000,000	
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52. --Pamassus Equ. Inc. Fd. (PRBLX)					Buy	11/04/09	K		
53. --Schwab Dividend Equity Select Shares (SWDSX)					Sold	07/22/09	K	B	
54. --Schwab Large Cap Growth Fund (SWLSX)					Sold	11/04/09	K		
55. --Schwab Muni Money Fund (SWTXX)					Sold (part)	01/07/09	J		
56. --Schwab Muni Money Fund Sweep (SWXXX) **									
57. --Sector SPDR Tech. Select Shares (XLK)					Buy	11/04/09	J		
58. --UMB Scout International Fund (UMBWX)					Sold	11/04/09	K		
59. --Vanguard Interterm Tax Exempt Fund (VWITX)					Buy (add'l)	11/04/09	J		
60. --Vanguard Short Tenn Tax Ex. Fd. Inv. Shares (VWSTX)					Buy	07/22/09	K		
61. --Vanguard Small Cap (VB)					Buy	11/04/09	J		
62. --Wells Fargo Advantage Bd. (STSMX)					Sold (part)	07/22/09	K	A	
63. IRA #2:	A	Int./Div.	K	T					
64. --Gabelli Small Cap Growth Fd. (GABSX)					Buy	07/23/09	J		
65. --iShares TR Barclays Agg. Bond Fund (AGG)									
66. --Laudus US Discovery Inv. (RDIVX)					Sold	07/22/09	J		
67. --Schwab Cash Reserves Sweep (SWSXX) **									
68. --UMB Scout Int'l Fund (UMBWX)									

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69. TRUST #2:	A	Dividend	J	T					
70. --Schwab Cash Reserves Sweep (SWSXX) **									
71. Campbell County Abstract (Stock)	D	Dividend	K	W					
72. Campbell County Oil Royalty	D	Royalty	J	W					
73. Clipper Fund	A	Dividend	J	T					
74. Federal Homeowner Lending Mortgage	A	Interest	J	T					
75. Federal Home Loan Bank (Notes)	B	Dividend	K	T					
76. Federal National Mortgage	A	Interest	K	T					
77. First National Bank of Gillette (Various Bank Accounts)	B	Interest	L	T					
78. Jensen Portfolio (Fund)	A	Dividend	K	T					
79. Peoria, AZ (Bond)	A	Interest	K	T					
80. Prudential Insurance Co. (Stock)	A	Dividend	J	T					
81. Rainier Small/Mid Cap Equity Fund (RIMSX) (See Section VIII)	A	Dividend	J	T					
82. Rydex Technology Fund	A	Dividend	J	T					
83. Wells Fargo (Various Bank Accounts)	A	Interest	L	T					
84. Wyo. Bank & Trust (Various Accounts)	C	Interest	M	T					

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

1. Part III - My [redacted], as trustee, owns a whole life policy insuring my life. The insurer is Prudential Insurance Company. As this policy is not held as an investment, the policy income received is reported under Part III.B (Non-Investment Income).

2. Part VII - Most of our investments are managed by Charles Schwab & Co. under a service described as Schwab Private Client.

3. Part VII - I list ownership of most of my assets under Aggregate Ownership Arrangements. All assets not owned under such an arrangement are listed separately.

4. Part VII - The funds designated with ** are merely holding funds. It should be noted that when income is received from a particular investment it is placed in one these Schwab "sweep" funds. When new investments are purchased, funds are taken from one of these funds to pay for the new investment. These funds are the (1) Schwab Muni Money Fund Sweep (SWXXX); and (2) Schwab Cash Reserves Sweep Fund (SWSXX).

5. Part VII - Where possible I have included the commonly known stock symbols and stock names.

6. Part VII - Under IRA #1, the 2008 Report should have reflected a full redemption of Schwab Cash Reserves Sweep shares (SWSXX) on 12/23/08, with a Value Code of K in Column D(3), and no gain.

7. Part VII - Under Trust #1, Schwab Large Cap Growth Fund (SWLSX) was previously incorrectly identified with stock symbol (SWLNX).

8. Part VII - Under IRA #2, Schwab Cash Reserves Sweep (SWSXX) was previously incorrectly identified with stock symbol (SWXXX).

9. Part VII - The Rainier Small/Mid Cap (Fund) and Rainier Small/Mid Cap Equity Fund were previously incorrectly listed as two separate funds but should have been reported as one fund: the Rainier Small/Mid Cap Equity Fund (RIMSX), as reflected in this 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. app. § 501 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Signature

NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILLFULLY FALSIFIES
AND CRIMINAL SANCTIONS (5 U.S.C. app. § 104)

TO CIV L

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