

AO-10
Rev. 1/2004

FINANCIAL DISCLOSURE REPORT
FOR CALENDAR YEAR 2004

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) Noonan, Jr., John T	2. Court or Organization U.S. Court of Appeals, 9th	3. Date of Report 5/20/2005
4. Title (Article III Judges indicate active or senior status; magistrate judges indicate full- or part-time) Article III Judge, Senior	5. Report Type (check appropriate type) ☐ Nomination Date 5/20/2005 ☐ Initial ☒ Annual ☐ Final	6. Reporting Period 1/1/2004 to 12/31/2004
7. Chambers or Office Address U.S. Court of Appeals 95 Seventh Street San Francisco, CA 94103	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. President and Director	Thomas More-Jacques Maritain Institute (non-profit cultural organization)
2. Director	The American Poetry & Literacy Project
3. Member	Advisory Council, Transparency International
4. Member	Editorial Board, American Journal of Jurisprudence
5. Director	Institute for Advanced Catholic Studies
6. Member	President's Council, Graduate Theological School

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

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

DATE	PARTIES AND TERMS
1. 07/01/86	University of California pension based on service

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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 and spouse's)
1.	2004	Pension: University of California	38,526.88
2.	2004	Stipend: University of Pennsylvania	10,000.00
3.	2004	Stipend: Yale University	5,000.00
4.	2004	Stipend: Dartmouth College	2,000.00
5.	2004	Stipend: New York Times	600.00
6.	2004	Royalty: West Group Foundation Press	3,766.52
7.	2004	Royalty: University of California	352.30

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 bonuses.)☐ **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. Institute for Advanced Catholic Studies, Los Angeles, CA	7/29/04-7/30/04, Travel
2. Yeshiva University, New York, NY	10/9/04-10/13/04, Hotel, Travel, Meal
3. Yale University, New Haven, CT	4/21/04-4/23/04, Travel, Meal

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IV. REIMBURSEMENTS - transportation, lodging, food, entertainment

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

☐ NONE - (No such reportable reimbursements.)

SOURCE

DESCRIPTION

4. Dartmouth College, Hanover, NH

4/26/04-4/27/04, Travel, Meal

5. St. Thomas University Law School, Miami Gardens, FL

10/20/04-10/25/04, Travel

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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. 34-57 of filing instructions.)

A. Description of Assets (including trust assets) Place "(QC)" 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-F)	(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- F)	(5) Identity of buyer/seller (if private transaction)
☒ NONE (No reportable income, assets, or transactions)									
1. Fidelity Magellan Fund	B	Dividend	M	T					
2. Spartan CA Muni Income Fund	D	Div & Int	M	T					
3. Wells Fargo Market Rate Account	A	Div & Int	K	T					
4. Wells Fargo Checking Account	A	Interest	L	T					
5. Wells Fargo IRAs	B	Interest	K	T					
6. Dreyfus Insured Muni Bond Fund	A	Dividend	J	T					
7. Teachers Insurance and Annuity Association	D	Interest	M	T					
8. Scudder Int'l Bond Fund	B	Dividend	K	T					
9. Wells Fargo Investments-Thornburg Investment Trust	C	Dividend	M	T					
10. Brokerage Account Number 1 Bear Stearns									
11. -JP Morgan Chase	B	Dividend	L	T					
12. -General Mills	A	Dividend	K	T					
13. -Procter & Gamble Common	B	Dividend	L	T					
14. -Raytheon	A	Dividend	K	T					
15. -Neurobiological Technologies		None	J	T					
16. -BP PLC	B	Dividend	L	T					
17. -Coca Cola Common	A	Dividend	K	T					
18. -Solutia, Inc,		None	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-\$60,000,000		P4 = \$60,000,001-\$100,000,000		
3. Value Method Codes:	Q = Appraised	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. 34-37 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-D)	(2) Type (e.g. div. inst. 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- D)	(5) Identity of buyer/seller (if private transaction)
19. -Darden Restaurants, Inc.	A	Dividend	K	T					
20. -Eli Lilly Common	B	Dividend	L	T					
21. -IBM Common	A	Dividend	L	T					
22. -Fortune Brands	A	Dividend	K	T					
23. -Monsanto	A	Dividend	J	T					
24. -Pfizer	B	Dividend	L	T					
25. -J.M. Smucker	A	Dividend	J	T					
26. -GNMA Pass Through Pools	A	Interest	J	T					
27. -Calvert Social Investment Fund		None	K	T					
28. -Olstein Financial Alert Fund	B	Interest	L	T					
29. -Sacramento County Bonds	B	Interest	K	T					
30. -Bret Harte CA School District Bond	B	Interest	L	T					
31. -California State Corpus Prams		None	L	T					
32. -Touchstone CA Tax Free Money Fund	A	Interest	L	T	Buy	06/04	J		
33. -Touchstone CA Tax Free Money Fund					Buy	07/01	J		
34. -Touchstone CA Tax Free Money Fund					Buy	10/13	J		
35. -Touchstone CA Tax Free Money Fund					Buy	12/14	J		
36. -Olstein Financial Alert Fund					Buy	12/10	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	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 = \$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		

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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)
37. -Touchstone Investment Trust	A	Interest	J	T	Buy	03/10	J		
38. Trust Number 1 (No personal income)	D	Div. & Int.	N	T					
39. -Fleet International Equity Fund					Buy	09/22	J		
40. -Fleet Large Cap Disciplined Equity Fund					Sell	11/23	L		
41. -Fleet Large Cap Value Fund					Sell	01/22	J		
42. -Fleet Large Cap Growth Fund					Buy	09/22	J		
43. -Fleet Large Cap Growth Fund					Buy	11/23	K		
44. -Fleet Large Cap Value Fund					Buy	11/23	K		
45. -Fleet MA Intermediate Term T/E Bond Fund					Buy	11/23	J		
46. -MA State 5% Bond					Redeem	09/01	J		
47. -Fleet Small Cap Growth Fund					Sell	03/17	J		
48. -Fleet Small Cap Value Fund					Sell	11/23	J		
49. -Fleet Large Cap Growth Fund					Sell	01/22	J		
50. Trust Number 2 (No personal income)	D	Div. & Int.	M	T					
51. -Fleet Large Cap Growth Fund					Sell	04/28	J		
52. -Fleet Large Cap Growth Fund					Buy	11/23	J		
53. -Fleet Mid Cap Growth Fund					Buy	11/23	J		
54. -Fleet Large Cap Value Fund					Buy	11/23	J		

1. Income/Gain Codes: A = \$1,000 or less B = \$1,001-\$2,000 C = \$2,501-\$5,000 D = \$5,001-\$7,500 E = \$7,501-\$10,000
(See Columns B1 and D4) F = \$10,001-\$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 = Assessed 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 Asset (including trust assets) Place "Q" 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-F)	(2) Type (e.g. div. rent, or int.)	(1) Value Code 2 (Q-T)	(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)
55. -Fleet Small Cap Growth Fund					Sell	11/23	J		
56. -Fleet Small Cap Value Fund					Sell	11/23	J		
57. -Fleet MA Intermediate Term T/E Bond Fund					Buy	11/23	K		
58. -Fleet Large Cap Disciplined Equity Fund					Sell	11/23	K		

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
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	P3 = \$25,000,001-\$60,000,000		P4 = \$60,000,001-\$100,000,000		
3. Value Method Codes	Q = Appraisal	R = Cost (Read Exempt Only)	S = Assessment	T = Other	
(See Column C2)	U = Book Value	V = Other	W = Estimated		

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VIII ADDITIONAL INFORMATION OR EXPLANATIONS

(Indicate part of Report.)

Two trusts referred to in this report are as follow:

1. [REDACTED] Trust: The [REDACTED] Trust was created by [REDACTED] on December 15, 1976. It became irrevocable on her death in 1990 and divided into three shares. The trustee has discretion to pay the income and principal of my share to me, [REDACTED].
2. [REDACTED] 1976 Trust: The [REDACTED] 1976 Trust was formed by [REDACTED] in 1976 and became irrevocable on his death in 1987. On his death the property was divided into equal shares for [REDACTED] and me. The trustee has discretion to pay some or all of the net income or principal of my share to me, [REDACTED]. The trust terminates on the death of me and [REDACTED] the remainder going to [REDACTED].
3. The income of both trusts was paid by the trustee in 2004 to my [REDACTED] over 22 years of age. At the request of the Committee on Financial Disclosure, I have summarized the reports I have received.

In April 2000, Fleet Bank acquired the Bank of Boston and became the trustee of the above trusts. The trusts were also subdivided into distinct trusts for each of the three [REDACTED] of the grantors, so that there is now a distinct trust for me and my family under the same trust instruments. Report is not made here of the sales of odd lots (typically one or two shares) made to make it easier to divide the trusts into thirds. The money market fund, Galaxy, was arranged by Fleet to take over the functions performed by the money market Boston 1784 funds; investments in these money market funds are noted on an annual basis.

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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 _____

5/25/05

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

FILED 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