

# FINANCIAL DISCLOSURE REPORT FOR 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, middle initial)<br>Whelan, Thomas J.                                                                      |  | 2. Court or Organization<br>U.S. District Court - Southern<br>District of California                                                                                                                                            |  | 3. Date of Report<br>3/4/04              |  |
| 4. Title (Article III judges indicate active or senior status;<br>magistrate judges indicate full- or part-time)<br>U.S. District Judge - Active |  | 5. Report Type (check appropriate type)<br>____ Nomination, Date _____<br>____ Initial <input checked="" type="checkbox"/> Annual ____ Final                                                                                    |  | 6. Reporting Period<br>1/1/03 - 12/31/03 |  |
| 7. Chambers or Office Address<br>U.S. District Court<br>940 Front St.<br>San Diego, Ca 92101                                                     |  | 8. On the basis of the information contained in this Report and<br>any modifications pertaining thereto, it is, in my opinion,<br>in compliance with applicable laws and regulations.<br><br>Reviewing Officer _____ Date _____ |  |                                          |  |

*All necessary (NOTES) instructions accompanying this form must be followed. Complete all parts  
and the NONE box for each item where you have no reportable information. Sign on last page.*

## I. POSITIONS. (Reporting individual only; see pp. 9-13 of Instructions.)

| POSITION                                                 | NAME OF ORGANIZATION/ENTITY                     |
|----------------------------------------------------------|-------------------------------------------------|
| <input type="checkbox"/> NONE (No reportable positions.) |                                                 |
| 1 Member, Board of Directors                             | Univ. of San Diego, School of Law, Alumni Assn. |
| 2 Member, Board of Governors                             | Assn. of Business Trial Lawyers                 |
| 3                                                        |                                                 |

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

| DATE                                                      | PARTIES AND TERMS                                         |
|-----------------------------------------------------------|-----------------------------------------------------------|
| <input type="checkbox"/> NONE (No reportable agreements.) |                                                           |
| 1 1997                                                    | County of San Diego Retirement Plan - No Control          |
| 2 1998                                                    | State of California Judicial Retirement Plan - No Control |

## III. NON-INVESTMENT INCOME. (Reporting individual and spouse; see pp. 17-24 of Instructions.)

| DATE                                                                                                                                                                                     | SOURCE AND TYPE                  | GROSS INCOME |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------|--------------|
| <b>A. Filer's Non-Investment Income</b>                                                                                                                                                  |                                  |              |
| <input type="checkbox"/> NONE (No reportable non-investment income.)                                                                                                                     |                                  |              |
| 1 2003                                                                                                                                                                                   | County of San Diego - Retirement | \$ 33,966    |
| 2                                                                                                                                                                                        |                                  | \$           |
| 3                                                                                                                                                                                        |                                  | \$           |
| <b>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)</b> |                                  |              |
| <input type="checkbox"/> NONE (No reportable non-investment income.)                                                                                                                     |                                  |              |
| 1 2003                                                                                                                                                                                   | Diocese of San Diego             |              |
| 2                                                                                                                                                                                        |                                  |              |

PARTIES AND TERMS

FINANCIAL  
DISCLOSURE  
OFFICE

2004 MAR 11 P 3:10

RECEIVED

GROSS INCOME

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## IV. REIMBURSEMENTS -- transportation, lodging, food, entertainment. (Includes those to spouse and dependent children. See pp. 25-27 of Instructions.)

SOURCEDESCRIPTION☒ X

NONE (No such reportable reimbursements.)

1

2

3

4

5

6

7

## V. GIFTS. (Includes those to spouse and dependent children. See pp. 28-31 of Instructions.)

SOURCEDESCRIPTIONVALUE☒ X

NONE (No such reportable gifts.)

1

2

3

4

\$

\$

\$

\$

## VI. LIABILITIES. (Includes those of spouse and dependent children. See pp. 32-33 of Instructions.)

CREDITORDESCRIPTIONVALUE CODE\*☒ X

NONE (No reportable liabilities.)

1

2

3

4

5

\*Value Codes:

J=\$15,000 or less

N=\$250,001-\$500,000

P2=\$5,000,001-\$25,000,000

K=\$15,001-\$50,000

O=\$500,001-\$1,000,000

P3=25,000,001-50,000,000

L=\$50,001-\$100,000

M=\$100,001-\$250,000

P1=\$1,000,001-\$5,000,000

P4=50,000,001 or more

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## VII. Page 1 INVESTMENTS and TRUSTS — income, value, transactions (Includes those of spouse and dependent children. See pp. 34-57 of Instructions.)

|    | A<br>Description of Asset<br>(including full name)       | B<br>Income during reporting period |                      | C<br>Gross value at end of reporting period |                         | D<br>Transactions during reporting period          |                |                  |                 |                                                 |
|----|----------------------------------------------------------|-------------------------------------|----------------------|---------------------------------------------|-------------------------|----------------------------------------------------|----------------|------------------|-----------------|-------------------------------------------------|
|    |                                                          | (1)                                 | (2)                  | (1)                                         | (2)                     | (1)                                                | (2)            | (3)              | (4)             | (5)                                             |
|    | Place (2) after each asset exempt from public disclosure | Income Code (A-F)                   | Type of Income (INT) | Value Code (L-P)                            | Value Method Code (Q-W) | Type of Transaction (BUY, SELL, MERGE, REDEMPTION) | Date Month/Day | Value Code (G-P) | Gain Code (A-F) | Identity of Buyer/Seller (if not a transaction) |
|    | <input type="checkbox"/> NONE (No reportable income,     |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |
| 1  | San Diego County Credit Union                            | C                                   | INT                  | M                                           | T                       |                                                    |                |                  |                 |                                                 |
| 2  | Real Estate, San Diego California                        | NONE                                |                      | L                                           | W                       |                                                    |                |                  |                 |                                                 |
| 3  | County of San Diego Deferred Comp. Plan                  | C                                   | INT                  | L                                           | T                       |                                                    |                |                  |                 |                                                 |
| 4  | State of California Deferred Comp. Plan                  | B                                   | INT                  | K                                           | T                       | Partial W/Drawal                                   | 2/4            | K                |                 |                                                 |
| 5  | Diocese of San Diego Deferred Comp. Plan                 | A                                   | INT                  | K                                           | T                       |                                                    |                |                  |                 |                                                 |
| 6  |                                                          |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |
| 7  |                                                          |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |
| 8  |                                                          |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |
| 9  |                                                          |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |
| 10 |                                                          |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |
| 11 |                                                          |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |
| 12 |                                                          |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |
| 13 |                                                          |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |
| 14 |                                                          |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |
| 15 |                                                          |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |
| 16 |                                                          |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |
| 17 |                                                          |                                     |                      |                                             |                         |                                                    |                |                  |                 |                                                 |

|   |                                                        |                                                                              |                                                                              |                                                      |                     |
|---|--------------------------------------------------------|------------------------------------------------------------------------------|------------------------------------------------------------------------------|------------------------------------------------------|---------------------|
| 1 | Income/Gain Codes: A=\$1,000 or less (See Col. B1, D4) | B=\$1,001-\$2,500<br>F=\$50,001-\$100,000                                    | C=\$2,501-\$5,000<br>H1=\$1,000,001-\$5,000,000                              | D=\$5,001-\$15,000<br>H2=More than \$5,000,000       | E=\$15,001-\$50,000 |
| 2 | Value Codes: J=\$15,000 or less (See Col. C1, D3)      | K=\$15,001-\$50,000<br>N=\$250,001-\$500,000<br>P3=\$25,000,001-\$50,000,000 | L=\$50,001-\$100,000<br>O=\$500,001-\$1,000,000<br>P4=More than \$50,000,000 | M=\$100,001-\$250,000<br>P2=\$5,000,001-\$25,000,000 |                     |
| 3 | Value Method Codes: Q=Appraisal (See Col. C2)          | R=Cost (real estate only)<br>U=Book value<br>V=Other                         | S=Assessment<br>W=Estimated                                                  | T=Cash/Market                                        |                     |

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

3/5/04

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