

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) Ebel, David M	2. Court or Organization Tenth Circuit Court of Appeals	3. Date of Report 05/08/2006
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, Date ☐ Initial ☒ Annual ☐ Final	6. Reporting Period 01/01/2005 to 12/31/2005
5b. ☐ Amended Report		
7. Chambers or Office Address Byron White U.S. Courthouse 1823 Stout Street, Room 109L Denver, CO 80257	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.)

<u>POSITION</u>	<u>NAME OF ORGANIZATION/ENTITY</u>
1. Director and Member of Executive Committee	Historical Society for the Tenth Circuit
2.	
3.	
4.	
5.	

II. AGREEMENTS. (Reporting individual only; see pp. 14-16 of 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 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	Self-employed tutor
2. 2005	Teacher, Littleton School District
3. 2005	PERA retirement income
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. Checchi and Company (funded by grant from USAID)	Oct 27-Nov 2: Podgorica, Montenegro - providing assistance to Administrative Court of Montenegro in developing desk book (air/lodging/meals)
2.	
3.	
4.	
5.	

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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.			

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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)

☐ 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. Janus Fund		None			SOLD	1/6	J	A	
2. Fidelity Magellan Fd.	A	Dividend	J	T	Part Sale	1/6	J	A	
3. Janus Worldwide Fd.		None			SOLD	1/6	J	A	
4. Janus Contrarian Fund	A	Dividend	K	T	Buy	1/6	J		
5. " " "					Part Sale	4/15	J	A	
6. " " "					Part Sale	4/20	J	A	
7. " " "					Part Sale	5/17	J	A	
8. " " "					Buy	10/19	J		
9. Fidelity Ginnie Mae Fd.	A	Dividend	J	T	Part Sale	1/6	J	A	
10. Janus Global Life Science Fd.		None	K	T	Part Sale	2/8	J	A	
11. " " "					Part Sale	4/15	J	A	
12. " " "					Buy	5/17	J		
13. " " "					Buy	5/27	J		
14. " " "					Buy	6/30	J		
15. " " "					Part Sale	8/18	J	A	
16. " " "					Buy	10/19	J		
17. Janus Global Technology Fd.		None			Part Sale	2/8	J	A	

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	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	T = Cash Market
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		

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18. " " "					Part Sale	4/20	J	A	
19. " " "					Buy	5/27	J		
20. " " "					Part Sale	6/30	J	A	
21. " " "					SOLD	8/18	J	A	
22. Janus Money Market Fund	B	Interest	K	T					
23. Fidelity Select Electronic Fd.		None			Part Sale	1/6	J	A	
24. " " "					SOLD	4/18	J	A	
25. Fidelity Growth Co. Fd.		None			SOLD	4/18	J	A	
26. US Bank, Denver, Colo.	A	Interest	K	T					
27. Janus Orion Fund	A	Dividend	K	T	Buy	1/6	J		
28. " " "					Buy	2/8	J		
29. " " "					Part Sale	4/20	K	A	
30. " " "					Buy	5/17	J		
31. " " "					Buy	6/30	J		
32. " " "					Buy	7/28	J		
33. " " "					Part Sale	8/18	K	C	
34. " " "					Buy	10/19	J		

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35. Fidelity Cash Reserves	A	Interest	J	T					
36. Fidelity Midcap Fund		None			SOLD	4/18	J	A	
37. Fidelity Select Energy Service Fd.		None	K	T	Buy	1/6	J		
38. " " "					Buy	2/9	J		
39. " " "					Buy	6/30	J		
40. EYERis Class A Common Stock	C	Dividend	J	T					
41. EYERis Class B Common Stock		None	J	T					
42. Janus Global Opportunities Fd.		None			SOLD	8/18	J	A	
43. Janus Growth & Income Fd.	A	Dividend	J	T	Buy	1/6	J		
44. " " "					Part Sale	4/20	J	A	
45. Fidelity U.S. Gov't Res.	A	Interest	J	T					
46. Fidelity Emerging Market Fd.	A	Dividend	K	T	Part Sale	2/9	J	A	
47. " " "					Buy	10/19	J		
48. Fidelity Value Fund	B	Dividend	J	T	Part Sale	4/18	J	A	
49. " " "					Part Sale	10/19	J	A	
50. Fidelity Diversified Int'l Fd.	A	Dividend	J	T	Part Sale	6/30	J	B	
51. Dodge & Cox Stock Fd.	A	Dividend	J	T	Buy	1/6	J		

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52. " " "					Part Sale	2/9	J	B	
53. " " "					Part Sale	3/23	J	B	
54. " " "					Part Sale	4/20	J	A	
55. Dodge & Cox Balanced Fd.	A	Dividend	J	T	Part Sale	1/6	K	C	
56. " " "					Part Sale	2/9	J	A	
57. Dodge & Cox Income Fund	B	Dividend	K	T	Part Sale	1/6	J	A	
58. " " "					Buy	4/20	K		
59. " " "					Buy	8/18	L		
60. " " "					Part Sale	10/18	K	A	
61. Royce Technology Value Fd.	A	Dividend	J	T	Part Sale	1/6	J	A	
62. Royce Opportunity Fund		None			Part Sale	2/9	J	A	
63. " " "					SOLD	4/20	J	A	
64. Royce Low-Priced Stock Fd.		None			Part Sale	1/6	J	A	
65. " " "					Part Sale	2/9	J	A	
66. " " "					SOLD	4/20	J	A	
67. Royce Total Return Fund	B	Dividend	K	T	Part Sale	1/6	K	B	
68. " " "					Buy	4/20	J		

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69. " " "					Buy	5/17	K		
70. " " "					Buy	6/30	J		
71. " " "					Buy	8/18	K		
72. " " "					Part Sale	10/18	K	B	
73. Fidelity Select Leisure Fd.	A	Dividend			SOLD	4/18	J	A	
74. Fidelity Select Technology Fd.		None			Part Sale	1/6	J	A	
75. " " "					SOLD	4/18	J	A	
76. Janus Balanced Fund		None			SOLD	1/6	J	A	
77. Cancer Vax Common Stock		None	J	T					
78. Janus Overseas Fund	A	Dividend	K	T	Part Sale	1/6	J	B	
79. " " "					Part Sale	4/15	J	A	
80. " " "					Buy	10/19	K		
81. Janus Short-Term Bond Fd.	A	Dividend	J	T	Part Sale	1/6	J	A	
82. " " "					Part Sale	8/18	J	A	
83. Janus Risk-Managed Stock Fd.	B	Dividend	K	T	Buy	1/6	J		
84. " " "					Buy	7/28	J		
85. Janus Mid-Cap Value Fd.	B	Dividend	K	T					

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86. Fidelity Int'l Small Cap Fd.	B	Dividend	J	T	Buy	1/6	J		
87. " " "					Part Sale	10/19	J	B	
88. Fidelity Contra Fund	A	Dividend	J	T	Part Sale	4/18	J	A	
89. " " "					Buy	10/19	J		
90. Fidelity Select Wireless Fd.		None	J	T	Buy	1/6	J		
91. " " "					Part Sale	2/9	J	A	
92. " " "					Part Sale	4/18	J	A	
93. Fidelity Select Natural Gas Fd.	B	Dividend	K	T	Buy	1/6	J		
94. " " "					Buy	2/9	J		
95. " " "					Buy	6/30	J		
96. Fidelity Select Developing Communications Fd.		None			SOLD	4/18	J	A	
97. Fidelity Select Biotechnology Fd.		None			Part Sale	2/9	J	A	
98. " " "					Part Sale	4/18	J	A	
99. " " "					SOLD	8/18	J	A	
100. Dodge & Cox Intermutual Fd.	B	Dividend	L	T	Buy	1/6	K		
101. " " "					Buy	2/9	J		
102. " " "					Part Sale	3/23	J	A	

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103. " " "					Part Sale	4/20	K	B	
104. " " "					Part Sale	8/18	K	C	
105. " " "					Buy	10/18	K		
106. Pennsylvania Mutual Fund	B	Dividend	K	T	Buy	1/6	J		
107. " " "					Buy	2/9	K		
108. " " "					Part Sale	3/28	J	A	
109. " " "					Buy	6/30	J		
110. " " "					Part Sale	8/18	J	A	
111. Royce Premier Fund	C	Dividend	L	T	Part Sale	3/28	J	A	
112. " " "					Part Sale	5/17	J	A	
113. " " "					Buy	10/18	K		
114. Royce 100 Fund	A	Dividend	J	T	Buy	1/6	J		
115. " " "					Part Sale	6/30	J	A	
116. " " "					Part Sale	8/18	J	A	
117. Royce Value Plus Fund	A	Dividend	J	T	Buy	1/6	K		
118. " " "					Part Sale	4/21	K	A	
119. " " "					Part Sale	5/17	K	A	

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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, 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)
120. " " "					Part Sale	6/30	J	A	
121. Northwestern Mutual Modified Whole Life Policy	D	Interest	M	T					
122. Mass. Mutual Whole Life Policy	C	Interest	J	T					
123. Thrivent Lutheran Brotherhood Whole Life Policy	A	Interest	J	T					
124. World Savings & Loan, Denver, Colo.	B	Interest			SOLD	10/12	L	A	
125. Janus Enterprise Fund		None	J	T	Buy	1/6	J		
126. Janus Research Fund	A	Dividend	K	T	Buy	5/17	J		
127. " " "					Buy	7/28	J		
128. " " "					Buy	10/19	J		
129. Fidelity Canada Fund	A	Dividend	J	T	Buy	1/6	J		
130. " " "					Buy	2/9	J		

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
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FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

Ebel, David M

Date of Report

05/08/2006

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

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

Ebel, David M

Date of Report

05/08/2006

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 9 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