

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2008

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) LUCERO, CARLOS F.	2. Court or Organization US COURT OF APPEALS - 10TH CIR	3. Date of Report 05/15/2009
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) ARTICLE III JUDGE-ACTIVE	5a. Report Type (check appropriate type) ☐ Nomination, Date ☐ Initial ☒ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 01/01/2008 to 12/31/2008
7. Chambers or Office Address 1823 STOUT STREET 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 filing instructions.)

☐ NONE (No reportable positions.)

POSITION

NAME OF ORGANIZATION/ENTITY

1. PRESIDENT & DIRECTOR

CARLOS F. LUCERO, PROFESSIONAL CORPORATION

2.

3.

4.

5.

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

☒ NONE (No reportable agreements.)

DATE

PARTIES AND TERMS

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.	
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. The Aspen Institute	5/29-6/1	Wye Woods, MD	Non-FJC Edu Seminar	Transportation, Food, Lodging
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. ESTATE OF MARIA MEDINA	INSTALLMENT NOTE TO PURCHASE 1/2 INTEREST IN [REDACTED] RES, RIO ARRIBA COUNTY, N.M.	K
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)" aft 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 Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. ☒ COMMERCIAL BUILDING, ALAMO SA COUNTY, CO	F	Rent	M	W					
2. ☒ APARTMENTS, ALAMOSA COUNTY , CO	E	Rent	M	W					
3. ☒ 1/4 SECTION FARM LAND; CONEJO S COUNTY, CO	A	Rent	K	W					
4. Vacant Land, Conejos County Co		None	K	R					
5. 1/2 INTEREST IN ☒ RIO ARR IBA COUNTY, NM		None	M	Q					See # 4
6. ☒ VACANT LOT; JEFFERSON COUNTY, CO		None	M	S					
7. LOS HERMANOS LUCEROS, LTD PART NERSHIP (14% INTEREST)	A	Dividend	M	U					See # 1
8. CARLOS F. LUCERO, PC (100% STOCK)	E	Dividend	J	U					See # 2
9. ☒ LCM, INC. (100% MUTUAL FUNDS)	E	Dividend	O	T					See # 3
10. TD AMERITRADE IRA BROKERAGE ACCOUNT									
11. Diamonds Trust Series ICom (DIA)	A	Dividend	K	T	Buy	11/20	J		
12. Healthshares Diagnostic Etf (HHD)		None	J		Sold	12/31	J		
13. iShares Emerging Markets (EMU)	B	Dividend			Sold	10/28	K		
14. iShares: S&P Gbl Telecomm Se (IXP)	B	Dividend			Sold	10/28	K		
15. Proshares Ultrashort Russell 2000 Value (S JH)		None			Sold	1/24	K	D	
16. Powershares QQQQ (QQQQ)	A	Dividend	J	T	Buy	11/20	J		
17. Proshares Ultra QQQ: (QLD)		None	J	T					

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 \$5,000,000	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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18. Spdr Index: Emerging Asia-Pac (GMF)		None			Sold	10/28	K		
19. Spdr Index: S&P Emerging Europe (GUR)		None			Sold	10/24	J		
20. Spdr Tr Unit Ser 1 (SPY)	A	Dividend	K	T	Buy	1/28	K		
21. Spdr Tr Unit Ser 1 (SPY)		None			Buy (add'l)	11/25	J		
22. Vanguard Funds Emerging Markets Vipers (VWO)	A	Dividend	J	T	Buy	10/24	J		
23. Prudent Global Inc FD SH BEN INT (PS AFX)	A	Dividend	J	T	Buy	10/24	J		
24. Harbor FD BD FD INSTL (HABDX)	A	Dividend	J	T	Buy	10/24	J		
25. Mathews Intl FDS Pacific Tiger (MAPTX)	A	Dividend	K	T	Buy	10/24	K		
26. Payden Invt Emerging Markets BD FD (PYEMX)		None	J	T	Buy	12/10	J		
27. Payden Invt Group GNMA	A	Dividend	J	T	Buy	10/24	J		
28. PIMCO Funds Invest Grade Corp BD FD (PGCAX)		None	J	T	Buy	12/9	J		
29. PIMCO High Yield FD ADMIN (PHYAX)		None	J	T	Buy	12/9	J		
30. PIMCO Real Return (PRRDX)	A	Dividend	J	T	Buy	10/24	J		
31. Burnham Invs Tr Fin'l Svcs (BURKX)		None			Sold	10/28	K		
32. Janus Adviser Ser L/S Fd Cl A (JALSX)		None			Sold	10/24	L		
33. Ishares S&P Small Cap 600 Index	A	Dividend	K	T	Buy	10/24	K		
34. Money Market Fund TDAM US Government Port Class A	C	Interest	L	T					

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35. TD AMERITRADE BROKERAGE AC COUNT		None							
36. Diamond Trust Series I COM (DIA)	A	Dividend	K	T	Buy	10/24	J		
37. Diamond Trust Series I COM (DIA)		None			Buy (add'l)	11/07	J		
38. Shares Boxx & INVTOP INVES FD (LQD)		None	J	T	Buy	12/9	J		
39. PIMCO Corp Opportunity Fund Closed End (PTY)	A	Dividend	J	T	Buy	12/9	J		
40. Powershares QQQ (QQQQ)	A	Dividend	K	T	Buy	10/24	J		
41. Powershares QQQ (QQQQ)		None			Buy (add'l)	11/07	J		
42. SPDR TR Unit Ser I (SPY)		None	K	T	Buy	10/24	J		
43. SPDR TR Unit Ser I (SPY)		None			Buy (add'l)	11/07	J		
44. Vanguard Msci US MID Cap 450 INDEX (VO)	A	Dividend	J	T	Buy	10/24	J		
45. Diamond Hill FDS Long-Short FD Cl A	B	Dividend	K	T					
46. Franklin Mutual Recovery FD Cl A (FM RAX)		None			Sold	5/2	K		
47. Janus ADV Intech FDS Long-Short FD Cl A (JALSX)		None			Sold	10/24	K		
48. Leuthold Asset Allocation Fund (LAALX)		None			Buy (add'l)	3/28	J		
49. Leuthold Asset Allocation Fund (LAALX)		None			Buy (add'l)	6/27	J		
50. Leuthold Asset Allocation Fund (LAALX)		None			Buy (add'l)	9/26	J		
51. Leuthold Asset Allocation Fund (LAALX)	A	Dividend			Sold	10/29	K		

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52. Leuthold Core Investments FD* Sold half in 2007 (LCORX)	A	Dividend	K	T					
53. TFS Captial FDS Market Neutral FD (TFSMX)		None			Sold	10/29	K		
54. PIMCO Total Ret Fd Admin	A	Dividend	J	T	Buy	12/9	J		
55. Money Market Fund Dividends TDAM US Government Port Class A	A	Interest	K	T					
56. CHARLES SCHWAB & CO, iNC. BROKERAGE ACCOUNT		None							
57. --SCHWAB MUNI MONEY FUND	A	Dividend	J	T					
58. --EQUITABLE LIFE ASSURANCE SOCIETY--ANNUITY	D	Dividend	M	W					See # 2
59. --SAFECO LIFE INSURANCE COMPANY--ANNUITY	D	Dividend	M	W					See # 2
60. --COLORADO BONDSHARES	E	Dividend	N	T					
61. LCM 3, LLC		None	J	U					See # 5

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
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R = Cost (Real Estate Only)
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VIII. ADDITIONAL INFORMATION OR EXPLANATIONS. *(Indicate part of Report.)*

#1. Assets over \$10,000 value consist of [REDACTED] ranch, land, water rights, equipment, livestock and related property.

#2. Assets over \$10,000 value cosistes of law partnership income earned prior to June 30, 1995 in the form of annuities. For tax purposes, annuity income is reported by CFL, P.C.

#3. Assets over \$10,000 value consists of mutual funds.

#4. Land was purchased on January 1, 2003 for \$50,174 ^{from} for the estate of Maria Medina property is subject to mortgage (part VI, Line 1).

#5. Assets of LCM 3, LLC consist of oil/gas investments through Avanti Exploration, LLC and are believed to be worthless at the close of the year.

Part VII Invesments and Trust Tie-Out to FDR 2007

2008 Line 12 same as 2007 Line 26
2008 Line 13 same as 2007 Line 12
2008 Line 14 same as 2007 Line 25
2008 Line 17 same as 2007 Line 35
2008 Line 18 same as 2007 Line 29
2008 Line 29 same as 2007 Line 31
2008 Line 31 same as 2007 Line 30
2008 Line 32 same as 2007 Line 15
2008 Line 45 same as 2007 Line 45
2008 Line 46 same as 2007 Line 43
2008 Line 47 same as 2007 Line 44
2008 Line 48 same as 2007 Line 40
2008 Line 52 same as 2007 Line 39
2008 Line 53 same as 2007 Line 41

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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 _____

A large black rectangular redaction box covers the signature area.

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