

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) Bataillon, Joseph F.	2. Court or Organization Nebraska	3. Date of Report 05/14/2010
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Art. III District Judge Active	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 3259 Roman Hruska Courthouse 111 South 18th Plaza, Ste 3259 Omaha, NE 68102-3122	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. House of Delegates Member	Nebraska State Bar Association
2. Advisory Committee	Creighton University School of Law
3. _____	_____
4. _____	_____
5. _____	_____

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

☒ NONE (No reportable agreements.)

DATE

PARTIES AND TERMS

1. _____	_____
2. _____	_____
3. _____	_____

Bataillon, Joseph F.

FINANCIAL DISCLOSURE REPORT

Page 2 of 7

Name of Person Reporting

Bataillon, Joseph F.

Date of Report

05/14/2010

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. 2009	University of Nebraska Medical Center, salary
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. University of Iowa School of Law	Feb. 25-26, 2009	Iowa City, Iowa	Seminar	Travel and lodging expenses
2.				
3.				
4.				
5.				

FINANCIAL DISCLOSURE REPORT

Page 3 of 7

Name of Person Reporting

Bataillon, Joseph F.

Date of Report

05/14/2010

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. Nelnet Loan	College Plus Loan	K
2.		
3.		
4.		
5.		

FINANCIAL DISCLOSURE REPORT

Page 4 of 7

Name of Person Reporting

Bataillon, Joseph F.

Date of Report

05/14/2010

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.		B.		C.		D.				
Description of Assets (including trust assets)		Income during reporting period		Gross value at end of reporting period		Transactions during reporting period				
Place "(X)" after each asset exempt from prior disclosure		(1) Amount Code 1 (A-I)	(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-I)	(5) Identity of buyer/seller (if private transaction)
1.	USBank Accounts	A	Interest	J	T					
2.	Bank of the West Accounts	A	Interest	J	T					
3.	Security National Bank Accounts	A	Interest	J	T					
4.	Citibank NA	A	Interest	J	T	Merged (with line 5)				
5.	Morgan Stanley Smith Barney Bank Deposit Prog.	A	Interest	J	T					
6.	Smith Barney Money Funds Cash Port Class A	A	Int./Div.	J	T	Merged (with line 7)				
7.	Western Asset Money Market Fund Class A	A	Interest	J	T					
8.	Berkshire Hathaway Class B		None	L	T					
9.	Diageo PLC Sponsored ADR New	A	Dividend	J	T					
10.	FirstEnergy Corp. stock	A	Dividend	J	T					
11.	Newmont Mining Corp. stock	A	Dividend	J	T					
12.	Merrill Lynch Trust V 7.28 Cum pref stock	A	Interest	J	T					
13.	Legg Mason Partners Appreciation Fund Class A	A	Dividend	J	T	Sold (part)	09/16/09	J	A	
14.	USAA Ins. Account	A	Distribution	J	T					
15.	Intel Corp stock	A	Dividend	J	T					
16.	Level 3 Communications Inc. stock		None	J	T					
17.	Valmont Industries Inc	A	Dividend			Sold	06/25/09	J	C	

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

D = \$5,001 - \$15,000

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

2. Value Codes
(See Columns C1 and D3)

J = \$15,000 or less
N = \$250,001 - \$500,000
P1 = \$25,000,001 - \$50,000,000

K = \$15,001 - \$50,000
O = \$500,001 - \$1,000,000

L1 = \$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

FINANCIAL DISCLOSURE REPORT

Page 5 of 7

Name of Person Reporting

Bataillon, Joseph F.

Date of Report

05/14/2010

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)
18. Toyota Motor Corp	A	Dividend	J	T					
19. Legg Mason Growth & Income Fund Class A	A	Dividend			Sold	04/28/09	J	A	
20. Amgen		None	J	T					
21. Cisco Systems Inc		None	J	T					
22. Bank of America Corp. stock	A	Dividend	J	T					
23. Capital World Growth & Income Fund Class C	A	Dividend	K	T					
24. Delaware Emerging Markets Fund C	A	Dividend	J	T					
25. Fidelity Advisor New Insights Fund CL C	A	Dividend	J	T					
26. Legg Mason MDA3 Managed IRA	A	Int./Div.	L	T					
27. Western Union Company	A	Dividend	J	T					

1. Income/Gain Codes

(See Columns B1 and D4)

2. Value Codes

(See Columns C1 and D3)

3. Value Method Codes

(See Column C2)

A = \$1,000 or less

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

J = \$15,000 or less

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

P5 = \$25,000,001 - \$50,000,000

Q = Appraisal

R = Book Value

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

H = \$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

I12 = More than \$5,000,000

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

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

F = Cash Market

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

FINANCIAL DISCLOSURE REPORT

Page 6 of 7

Name of Person Reporting

Bataillon, Joseph F.

Date of Report

05/14/2010

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

Lines 5 & 6 Morgan Stanley Smith Barney changed their bank deposit program from Citibank to a proprietary bank deposit program.

Lines 7 & 8 Morgan Stanley Smith Barney changed their money market fund from Smith Barney Money Funds to Western Asset Money Market Fund Class A

FINANCIAL DISCLOSURE REPORT
Page 7 of 7

Name of Person Reporting	Date of Report
Bataillon, Joseph F.	05/14/2010

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 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