

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2010

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) Tatel, David S.	2. Court or Organization U.S. Court of Appeals, DC Cir.	3. Date of Report 05/9/2011
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 5b. ☐ Amended Report	6. Reporting Period 01/01/2010 to 12/31/2010
7. Chambers or Office Address Prettyman U.S. Courthouse 333 Constitution Ave., NW Washington, DC 20001	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.)

<u>POSITION</u>	<u>NAME OF ORGANIZATION/ENTITY</u>
1. Director	Carnegie Foundation for the Advancement of Teaching
2. Director	Historical Society for the District of Columbia Circuit
3. Director	Equal Justice Works
4.	
5.	

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

☒ NONE (No reportable agreements.)

<u>DATE</u>	<u>PARTIES AND TERMS</u>
1.	
2.	
3.	

Tatel , David S.

FINANCIAL DISCLOSURE REPORT

Page 2 of 11

Name of Person Reporting

Tatel, David S.

Date of Report

05/9/2011

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. 2010	Self-Employed (education consultant)
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.	Equal Justice Works, Washington, D.C.	2/18-2/19/10	Berkeley, CA	Board meeting	Airfare, lodging, rental car, meals, local transportation
2.	Carnegie Foundation for the Advancement of Teaching, Stanford, CA	3/11-3/12/10	Stanford, CA	Executive Committee meetings	Airfare, rental car, meals, local transportation
3.	University of Michigan Law School, Ann Arbor, MI	4/7/10	Ann Arbor, MI	Participate in Moot Court Competition	Airfare, parking, local transportation
4.	The National Academies, Washington, D.C.	5/17/10	Washington, D.C.	Committee meetings	Local transportation

FINANCIAL DISCLOSURE REPORT

Page 3 of 11

Name of Person Reporting

Tatel, David S.

Date of Report

05/9/2011

5.	Carnegie Foundation for the Advancement of Teaching, Stanford, CA	7/15-7/16/10	Stanford, CA	Board meeting	Airfare
6.	Spencer Foundation, Chicago, IL	10/27/10	Chicago, IL	Attend Lecture	Airfare, meals, local transportation

FINANCIAL DISCLOSURE REPORT

Page 4 of 11

Name of Person Reporting

Tatel, David S.

Date of Report

05/9/2011

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.		
2.		
3.		
4.		
5.		

FINANCIAL DISCLOSURE REPORT

Page 5 of 11

Name of Person Reporting

Tatel, David S.

Date of Report

05/9/2011

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)
1. Capital One Bank (formerly known as Chevy Chase Bank) acct		None	J	T					
2. ING Bank-savings acc	A	Interest	J	T					
3. ING Bank-checking acct.		None	J	T					
4. Starbucks Corp.	A	Dividend	L	T					
5. Standard & Poors Midcap 400	A	Dividend	L	T					
6. Federal Realty Investment Trust	B	Dividend	K	T					
7. Avalonbay Communities	B	Dividend	L	T					
8. ISHARES Russell 2000	A	Dividend			Sold	07/15/10	K	D	
9. Nexen Inc.	A	Dividend	K	T	Sold (part)	07/15/10	K	D	
10. Suncor Energy Inc.	A	Dividend	K	T					
11. Encana Corp.	A	Dividend	J	T					
12. SEI Daily Income TR Govt Port Cl B	A	Dividend	K	T					
13. Newport News, VA 5% due 11/1/15	B	Interest	L	T					
14. Wisconsin St 4.75% due 5/1/25	B	Interest	L	T					
15. Spring, TX Indpt Sch 5% due 8/15/33	B	Interest	K	T					
16. Cenovus Energy Inc.	A	Dividend	J	T					
17. Vanguard Short Term Fed Adm	B	Dividend	K	T	Buy	01/25/10	L		

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
I = 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
U = Book Value

R = Cost (Real Estate Only)
V = Other

S = Assessment
W = Estimated

T = Cash Market

FINANCIAL DISCLOSURE REPORT

Page 6 of 11

Name of Person Reporting	Date of Report
Tatel, David S.	05/9/2011

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. --See Line 17					Sold (part)	11/18/10	K	A	
19. U.S. Treasury Bill 0% due 2/24/11		None	K	T	Buy	08/31/10	K		
20. Simplified Employee Pension Plan (SEP-IRA)	C	Int./Div.	M	T					
21. --SEI Daily Income TR Govt Port CI B									
22. --Canadian Oil Sands Trust									
23. --Commercial Bank GA CD 4.05% due 4/28/10					Matured	04/28/10	K	A	
24. --Georgia Bank & Trust CD 1.65% due 1/22/10					Matured	01/22/10	K	A	
25. --SPDR S&P 500 ETF Trust									
26. --Bank Commonwealth Norfolk VA CD 1.8% due 8/13/10					Matured	08/13/10	K	A	
27. --Vanguard Wellington- Admiral					Buy	07/15/10	K		
28. --Vanguard Short Term Fed Admiral					Buy	01/25/10	K		
29. --SPDR Wells Fargo Preferred Stock ETF					Buy	05/06/10	K		
30. --See Line 29					Sold	07/14/10	K	A	
31. Individual Retirement Account	F	Int./Div.	P1	T					
32. --Ishares MSCI Canada Index Fund, Inc.									
33. --Morgan Stanley MTN Var-Cpn 2/1/11									
34. --Weingarten Realty Investors Fund									

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 U = Book Value	R = Cost (Real Estate Only) V = Other	S = Assessment W = Estimated	T = Cash Market	

FINANCIAL DISCLOSURE REPORT

Page 7 of 11

Name of Person Reporting

Tatel, David S.

Date of Report

05/9/2011

VII. INVESTMENTS and TRUSTS -- income, value, transactions (Includes those of spouse and dependent children; see pp. 34-60 of filing instructions.)

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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-II)	(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)
35. --CISCO Systems, Inc.									
36. --SEI Daily Income TR Govt Portfolio CI B									
37. --SAP Aktiengesellschaft Spns ADR					Sold	03/02/10	J	A	
38. --Homestreet Bank CD 4.05% due 2/12/10					Matured	02/12/10	M	A	
39. --BMW Bank NA UT CD 3.95% due 4/1/10					Matured	04/01/10	M	A	
40. --Investors Cmnty CD 3.75% due 5/24/10					Matured	05/24/10	M	A	
41. --U.S. Treasury TIPS 2% due 1/15/26									
42. --Vanguard S/T Investment Grade Fd									
43. --Charter Bank Santa Fe CD 1.85% due 8/18/10					Matured	01/22/10	M	A	
44. --SPDR S&P 500 ETF Trust									
45. --Nestle SA Spons ADRs									
46. --Coca Cola Co.									
47. --McDonalds Corp.									
48. --Vanguard Inter Term Corporate Bond Fd									
49. --Bank of America CD .9% due 9/2/10					Matured	09/02/10	M	A	
50. --T. Rowe Price New Asia Fund #39					Buy (add'l)	10/13/10	K		
51. --Wright Express Financial Services CD .6% due 10/15/10					Matured	10/15/10	M	A	

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2. Value Codes (See Columns C1 and D3)	Q = Appraisal U = Book Value	R = Cost (Real Estate Only) V = Other	S = Assessment W = Estimated	T = Cash Market	
3. Value Method Codes (See Column C2)					

FINANCIAL DISCLOSURE REPORT

Page 8 of 11

Name of Person Reporting

Tatel, David S.

Date of Report

05/9/2011

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52. --Pepsico Inc.					Buy (add'l)	04/14/10	J		
53. --Walmart Stores Inc.					Buy (add'l)	03/02/10	J		
54. --See Line 53					Buy (add'l)	12/28/10	J		
55. --Gold Coast Bank CD 1% due 4/11/11									
56. --GE Money Bank CD .6% due 12/30/10					Matured	12/30/10	M	A	
57. --IBM Corporation					Buy	04/14/10	K		
58. --See Line 57					Buy (add'l)	07/14/10	K		
59. --Intel Corporation					Buy	04/14/10	K		
60. --Vanguard Wellington Admiral					Buy	03/03/10	L		
61. --See Line 60					Buy (add'l)	10/14/10	K		
62. --Vanguard Short Term Federal Admiral					Buy	02/11/10	M		
63. --Beal Bank CD .45% due 3/9/11					Buy	03/03/10	M		
64. --U.S. Treasury Bill 0% due 1/20/11					Buy	07/21/10	M		
65. --U.S. Treasury Bill 0% due 4/14/11					Buy	10/19/10	N		
66. --U.S. Treasury Bill 0% due 6/16/11					Buy	12/29/10	M		
67. --FHLB V-A 2% due 5/18/16					Buy	05/03/10	M		
68. Life Insurance- Massachusetts Mutual Life Insurance	D	Int./Div.	M	T					

1. Income Gain Codes:
(See Columns B1 and D4)

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C =\$2,501 - \$5,000
H =\$1,000,001 - \$5,000,000

D =\$5,001 - \$15,000
I12 =More than \$5,000,000

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

2. Value Codes
(See Columns C1 and D3)

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3. Value Method Codes
(See Column C2)

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FINANCIAL DISCLOSURE REPORT

Page 9 of 11

Name of Person Reporting

Tatel, David S.

Date of Report

05/9/2011

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69. Rental property, Rappahannock County, VA (8/2/96 \$86,600)	D	Rent	L	R					
70. Rental property, Montgomery County, MD (\$1,445,690)	D	Rent	P1	S					
71. Maryland College Investment Plan (no control)		None	L	T	Buy	12/01/10	J		
72. -See Line 71					Buy	12/01/10	J		
73. -See Line 71					Buy	12/01/10	J		
74. -See Line 71					Buy	12/01/10	J		
75. -See Line 71					Buy	12/01/10	J		
76. -See Line 71					Buy	12/01/10	J		
77. -See Line 71					Buy	12/01/10	J		
78. USAA Bank accounts	A	Int./Div.	J	T	Open	09/03/10	J		

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(See Columns B1 and D4)

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(See Columns C1 and D3)

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FINANCIAL DISCLOSURE REPORT

Page 10 of 11

Name of Person Reporting

Tatel, David S.

Date of Report

05/9/2011

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

Part VII, Line 70- Reporter leased his [REDACTED] for 2 1/2 months during the year.

FINANCIAL DISCLOSURE REPORT

Page 11 of 11

Name of Person Reporting

Tatel, David S.

Date of Report

05/9/2011

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: s/ David S. Tatel

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)

Committee on Financial Disclosure
Administrative Office of the United States Courts
Suite 2-301
One Columbus Circle, N.E.
Washington, D.C. 20544