

FINANCIAL DISCLOSURE REPORT

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 name, Middle initial) Whaley, Robert H	2. Court or Organization United States District Court	3. Date of Report 06/28/2004
4. Title (Article III Judges indicate active or senior status; magistrate judges indicate full- or part-time) District Court Judge	5. ReportType (check appropriate type) ☐ Nomination, Date ☐ Initial ☒ Annual ☐ Final	6. Reporting Period 01/01/2003 to 12/31/2003
7. Chambers or Office Address United States District Court P.O. Box 283 Spokane, WA 99210-0283	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. _____

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

☒ **NONE** - (No reportable agreements.)

DATE

PARTIES AND TERMS

1. _____

RECEIVED
JUN 30 11 28 AM '04
FINANCIAL
DISCLOSURE OFFICE

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting

Whaley, Robert H

Date of Report

06/28/2004

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>GROSS INCOME</u> (yours, not spouse's)
1.		
2.		

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)☐ **NONE** - (No reportable non-investment income.)

<u>DATE</u>	<u>SOURCE AND TYPE</u>
1. 2003	Winston & Cashatt Law Firm, Salary
2. 2003	Winston & Casahatt, Consulting Fee

IV. REIMBURSEMENTS - transportation, lodging, food, entertainment.

(Includes those to spouse and dependent children. See pp. 25-27 of instructions.)

☒ **NONE** - (No such reportable reimbursements.)

<u>SOURCE</u>	<u>DESCRIPTION</u>
1.	

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

☒ **NONE** - (No such reportable gifts.)

SOURCE

DESCRIPTION

VALUE

1.

VI. LIABILITIES. (Includes those of spouse and dependent children. See pp. 32-34 of instructions.)

☒ **NONE** - (No reportable liabilities.)

CREDITOR

DESCRIPTION

VALUE CODE

1.

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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.)

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)	(2)	(1)	(2)	(1)	If not exempt from disclosure			
	Amount Code 1 (A -H)	Type (e.g. div. rent. or int.)	Value Code 2 (J-P)	Value Method Code 3 (Q-W)	Type (e.g. buy, sell, merger, 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)
☐ NONE (No reportable income, assets, or transactions)									
1. FIDELITY INVESTMENTS ULTRA ACCOUNT:									
2. -Nokia Corporation ADR Common Stock	A	Dividend	J	T					
3. -Fidelity Contrafund Mutual Fund	A	Dividend	K	T					
4. -Fidelity Equity Income II Mutual Fund	A	Dividend	K	T					
5. -Fidelity Dividend Growth Mutual Fund	A	Dividend	K	T					
6. -Fidelity Select Technology Mutual Fund		None	J	T					
7. -Fidelity Select Electronics Mutual Fund		None	J	T					
8. -Fidelity Select Computers Mutual Fund		None	J	T					
9. -American Investment Company of America CL A Mutual Fund	A	Dividend	K	T	Part Sold	2-24	J		
10. -American Investment Company of America CL A Mutual Fund	A	Dividend	K	T	Part Sold	11-17	K	C	
11. -Core Cash Account	A	Dividend	J	T					
12.									
13. SMITH BARNEY:									
14. -Citibank NA Bank Deposit Program	A	Interest	J	T					
15. -AMNEX, Inc. NEW Common Stock		None	J	T					
16. -Plum Creek Timber Co., Inc. Common Stock	A	Dividend	J	T					
17. -Ford Motor Company Capital TR Preferred Stock	A	Interest	J	T					
18.									

1. Income/Gain Codes: A = \$1,000 or less B = \$1,001-\$2,500 C = \$2,501-\$5,000 D = \$5,001-\$15,000 E = \$15,001-\$50,000
(See Columns B1 and D4) F = \$50,001-\$100,000 G = \$100,001-\$1,000,000 H1 = \$1,000,001-\$5,000,000 H2 = More than \$5,000,000
2. Value Codes: J = \$15,000 or less K = \$15,001-\$50,000 L = \$50,001-\$100,000 M = \$100,001-\$250,000
(See Columns C1 and D3) N = \$250,000-\$500,000 O = \$500,001-\$1,000,000 P1 = \$1,000,001-\$5,000,000 P2 = \$5,000,001-\$25,000,000
P3 = \$25,000,001-\$50,000,000 P4 = \$More than \$50,000,000
3. Value Method Codes Q = Appraisal R = Cost (Real Estate Only) S = Assessment T = Cash/Market
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19. FRANKLIN TEMPLETON:									
20. -Templeton Developing Markets Trust Mutual Fund	A	Dividend	J	T					
21.									
22. CHASEMELLON:									
23. -Occidental Petroleum Corp. Common Stock	A	Dividend	J	T					
24.									
25. NATIONAL SECURITIES CORPORATION:									
26. -Montana Precision Mining Ltd. Common Stock		None	J	T					
27.									
28. FIDELITY INVESTMENTS:									
29. -Fidelity Diversified International	A	Dividend	K	T	Buy	12-19	K		
30. -Fidelity Small Cap Stock		None	K	T	Buy	12-15	K		
31. -Fidelity Cash Reserves	A	Interest	J	T					
32. -Fidelity Contrafund Mutual Fund	A	Dividend	L	T					
33. -Fidelity Magellan Mutual Fund	A	Dividend	K	T	Part Sold	12-15	K	B	
34. -Fidelity Low Priced Stock	A	Dividend	K	T	Buy	12-15	K		
35. -Fidelity Blue Chip Growth Mutual Fund	A	Dividend			Sold	12-15	K	E	
36. -Fidelity Dividend Growth Mutual Fund	A	Dividend	M	T					

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37. SMITH BARNEY PROFIT SHARING #1 ACCOUNT:									
38. -SB Money Funds Govt Port CL A	A	Dividend	J	T					
39. -Amnex, Inc. New Common Stock		None	J	T					
40. -Benj Franklin Svgs & Ln Assn Common Stock (see VIII)		None			Sold	12-08	J	A	
41. -Cisco Systems Inc. Common Stock		None	J	T					
42. -EMC Corp. Common Stock		None	J	T					
43. -GATX Corporation Common Stock	A	Dividend			Sold	4-24	J	B	
44. -Gold Reserve Corporation Common Stock (see VIII)		None			Sold	12-08	K	E	
45. -Intel Corp. Common Stock	A	Dividend	J	T					
46. -McData Corp Class A Common Stock		None			Sold	12-08	J		
47. -Microsoft Corp. Common Stock	A	Dividend	J	T					
48. -Pfizer Inc. Common Stock	A	Dividend			Sold	12-08	J	A	
49. -Time Warner Inc. (see VIII)		None	J	T					
50. -AIM Constellation Fund Class A Mutual Fund		None			Sold	1-31	L		
51. -Neuberger Berman Rlty Income Fd Inc	B	Dividend	K	T	Buy	4-24	K		
52. -Nuveen Pfd & Conv Income Fd	C	Dividend	L	T	Buy	3-31	L		
53. -Calamos Growth Fund CI B		None	K	T	Buy	12-19	K		
54. -FPA Perennial Fund		None	K	T					

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55. -Fidelity Advisor Equity Growth Fund Class T		None	J	T					
56. -MTB Small Cap Growth Fund Cl A (see VIII)		None	K	T					
57. -Evergreen Growth & Income Fund Class A Mutual Fund	A	Dividend			Sold	4-24	K	A	
58. -Russell Multi Manager Principal Protected Fd Cl B	A	Dividend	L	T	Buy	2-03	L		
59. -Smith Barney Classic Values Fund Class B	A	Dividend	K	T	Buy	4-24	K		
60. -Van Kampen Equity and Income Fund Class C Mutual Fund	A	Dividend	K	T					
61. -Strips-Tint-US Treasury Bonds (see VIII)		None			Redeemed	3-06	L	E	
62.									
63. SMITH BARNEY PROFIT SHARING #2 ACCOUNT:									
64. -SB Money Funds Govt Port Class A	A	Dividend	J	T					
65. -Advanced Remote Communications Solutions Inc. Common Stock		None	J	T					
66. -MPM Technologies, Inc. Common Stock		None	J	T					
67. -Nuveen Quality Pfd Income Fd 2 Mutual Fund	B	Dividend	K	T					
68. -Fidelity Advisor Equity Growth Fund Class T Mutual Fund		None			Sold	6-10	K		
69. -SunAmerica Focused Large-Cap Growth Class B		None	L	T	Buy	6-11	K		
70. -Van Kampen Equity and Income Fund Class C Mutual Fund	A	Dividend	J	T					
71.									
72.									

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73. FIDELITY INVESTMENTS IRA:									
74. -Fidelity Low Priced Stock	A	Dividend	J	T	Buy	12-16	J		
75. -Fidelity Select Technology Mutual Fund		None	J	T					
76. -Fidelity Select Develop Communications Mutual Fund		None	J	T					
77. -Fidelity Select Biotechnology Mutual Fund		None	J	T					
78. -Fidelity Cash Reserves	A	Dividend	J	T					
79. -Fidelity Select Computers Mutual Fund		None	K	T					
80. -Fidelity Select Electronics Mutual Fund		None	K	T					
81.									
82. ST. JUD. RETIREMENT (FIDELITY INDEPENDENCE FUND) Mutual Fund	A	Dividend	K	T					
83.									
84. SMITH BARNEY:									
85. -SB Money Funds Govt Port CL A	A	Dividend	J	T					
86. -Amgen Inc. Common Stock		None	K	T					
87. -Benj Franklin Svgs & Loan Assn Common Stock		None	J	T					
88. -Bristol Myers Squibb Co. Common Stock	A	Dividend	J	T					
89. -Cisco Systems Inc. Common Stock		None	J	T					
90. -Walt Disney Holding Co. Common Stock	A	Dividend	J	T					

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						(2) Date: Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
91. -Time Warner Inc. Common Stock		None	J	T					
92. -Worldcom Inc. Worldcom Group Com Common Stock		None	J	T					
93. -Worldcom Inc. GA New MCI Group Com Common Stock		None	J	T					
94. -Zimmer Holdings Inc. Common Stock		None	J	T					
95. -AIM Constellation Fund Class A Mutual Fund		None	K	T					
96. -Fidelity Advisor Equity Growth Fund Class T Mutual Fund		None			Sold	12-16	L		
97. -Putnam New Opportunities Fund Mutual Fund		None			Sold	12-16	K		
98. -American Balanced Fund Class C		None	K	T	Buy	12-17	K		
99. -Calamos Growth Fund Class C		None	K	T	Buy	12-17	K		
100.									
101. FIDELITY INVESTMENTS:									
102. -Fidelity Canada		None	J	T	Buy	12-31	J		
103. -Fidelity Diversified International		None	J	T	Buy	12-31	J		
104. -Fidelity Small Cap Stock		None	J	T	Buy	12-16	J		
105. -Fidelity Asset Manager Growth	A	Dividend	K	T					
106. -Fidelity Contrafund	A	Dividend	K	T					
107. -Magellan	A	Dividend			Sold	12-15	J	C	
108. -Fidelity Aggressive Growth		None	J	T					

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127. -Fidelity Select Computers Mutual Fund		None	J	T					
128. -Fidelity Advisor Growth Oppty Class T Mutual Fund	A	Dividend	J	T					
129. -Oakmark Select Mutual Fund	A	Dividend	J	T					
130. -White Oak Growth Stock Mutual Fund		None	J	T					
131. -Templeton Foreign Class A Mutual Fund	A	Dividend	J	T					
132. -Vanguard Growth Index Mutual Fund	A	Dividend	J	T					
133.									
134. SMITH BARNEY:									
135. -SB Money Funds Cash Portfolio		None			Sold	12-19	J		
136. -Aim Equity - Constellation Mutual Fund		None	J	T					
137. -Fidelity Advisor Growth Opportunities Mutual Fund	A	Dividend			Sold	12-19	J		
138. -Calamos Growth Fund		None	J	T	Buy	12-17	J		
139.									
140. VAN KAMPEN:									
141. -Enterprise Fund A Mutual Fund		None	J	T					
142.									
143. Ltd. Partner, Deming & Ass., Roswell, NM (HUD Project)	A	Dividend	K	W					
144.									

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	(1)	(2)	(1)	(2)	(1)	If not exempt from disclosure			
	Amount Code 1 (A-H)	Type (e.g. div. rent. or int.)	Value Code 2 (J-P)	Value Method Code 3 (Q-W)	Type (e.g. buy, sell, merger, 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)
145. Lot & House, Laclede, ID		None	N	W					
146.									
147. Logue McDonald Corporation, Spokane, WA		None	J	W					
148.									
149. MassMutual: GP Life at 69	A	Dividend	K	T					
150.									
151. MassMutual: Whole Life		None	K	T					
152.									

1. Income/Gain Codes:	A = \$1,000 or less	B = \$1,001-\$2,500	C = \$2,501-\$5,000	D = \$5,001-\$15,000	E = \$15,001-\$50,000
(See Columns B1 and D4)	F = \$50,001-\$100,000	G = \$100,001-\$1,000,000	H1 = \$1,000,001-\$5,000,000	H2 = More than \$5,000,000	
2. Value Codes:	J = \$15,000 or less	K = \$15,001-\$50,000	L = \$50,001-\$100,000	M = \$100,001-\$250,000	
(See Columns C1 and D3)	N = \$250,000-\$500,000	O = \$500,001-\$1,000,000	P1 = \$1,000,001-\$5,000,000	P2 = \$5,000,001-\$25,000,000	
	P3 = \$25,000,001-\$50,000,000		P4 = \$More than \$50,000,000		
3. Value Method Codes	Q = Appraisal	R = Cost (Real Estate Only)	S = Assessment	T = Cash/Market	
(See Column C2)	U = Book Value	V = Other	W = Estimated		

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting

Whaley, Robert H

Date of Report

06/28/2004

VIII. ADDITIONAL INFORMATION OR EXPLANATIONS

(Indicate part of Report.)

Comments re entries in Section VII:

Page 3, line 40: The cost of the Benjamin Franklin Savings & Loan Common Stock is unknown. Records are available only back to 12-31-91. At that time, the stock was not listed. Years ago, the U.S. Government closed Benjamin Franklin Savings & Loan; and shares were written off. There was an anticipation of reimbursement to Benjamin Franklin Savings & Loan of assets confiscated the the U.S. Government. Because of this potential reimbursement, the stock began actively trading again and was characterized on Smith Barney's records as "position adjustment/reinstate 10-18-91 deletion" on 3-18-97. Using that value as the cost (J) would yield a gain of A. This is a "best guess."

Page 3, line 44: The cost of the Gold Reserve Corporation Common Stock is unknown. Records are available only back to 12-31-91. At that time, the value was J. Using that cost and the value of the sale would yield a gain of E, but this is a "best guess."

Page 3, line 49: Name change of stock on 10-16-03 from AOL Time Warner Inc. to Time Warner.

Page 4, line 56: Name change of fund on 8-29-03 from Ark Small Cap Equity Portfolio Fd Mutual Fund to MTB Small Cap Growth Fund CI A.

Page 4, line 61; Strips-Tint-US Treasury Bonds were redeemed, and the proceeds were used to purchase Nuveen Pfd & Conv Income Fd.

Page 6, line 91: Name change of stock on 10-16-03 from AOL Time Warner to Time Warner.

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting

Whaley, Robert H

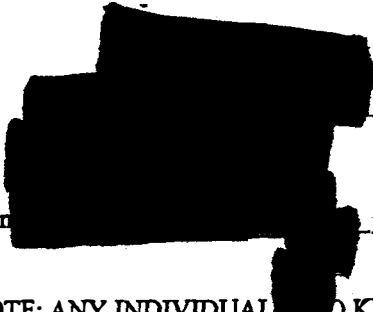
Date of Report

06/28/2004

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. § 501 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Sign 

Date 6-28-04

NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILLFULLY 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