

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) Tatel, David S.	2. Court or Organization U.S. Court of Appeals, DC Cir.	3. Date of Report 05/12/2009
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, ☐ Initial ☒ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 01/01/2008 to 12/31/2008
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.	

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 FINANCIAL
 DISCLOSURE OFFICE

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Tatel, David S.

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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. 2008	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. Carnegie Foundation for the Advancement of Teaching, Stanford, CA	3/12-3/17	Stanford, CA	Exec. Committee Meeting	Airfare, hotel, rental car, meals, local transportation
2. Stanford University School of Law, Stanford, CA	4/11-4/15	Stanford, CA	Moot Court Competition	Airfare, hotel, rental car, meals, local transportation
3. Carnegie Foundation for the Advancement of Teaching, Stanford, CA	7/22-7/31	Stanford, CA	Exec. Committee Meeting	Airfare, rental car, meals, local transportation
4. The National Academies, Washington, D.C.	10/19-10/20	Boston, MA	Committee Meeting	Meals
5. Spencer Foundation, Chicago, IL	10/21-10/23	Chicago, IL	Attend Lecture	Airfare, local transportation

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6. University of Chicago, Chicago, IL

10/21-10/23

Chicago, IL

Speech

Airfare, local transportation

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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. _____	_____	_____
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)" 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 Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. Chevy Chase Bank- checking acct.	A	Interest	J	T					
2. ING Bank-savings acct	A	Interest	K	T					
3. ING Bank- CD	A	Interest			Matured	12/31	J	A	
4. Maryland St Dept Transn Cons Transn Rev dtd 9/15/94 5%	B	Interest			Redeemed	7/15	K	A	
5. Starbucks Corp.		None	K	T					
6. Standard & Poors Midcap 400	A	Dividend	L	T					
7. Federal Realty Investment Trust	B	Dividend	K	T					
8. Avalonbay Communities	A	Dividend	K	T					
9. Harford Cnty MD 4.25% 1/15/09	B	Interest	K	T					
10. American Century Global Gold Fund		None			Sold	10/28	K	A	
11. ISHARES Russell 2000	A	Dividend	K	T					
12. ISHARES S&P Europe 350		None			Sold (part)	01/31	K	D	
13. -See Line 12					Sold (part)	03/04	J	C	
14. -See Line 12					Sold	6/19	K	E	
15. T. Rowe Price New Asia Fund		None			Sold	10/27	K	A	
16. Morgan Stanley MTN Var-Cpn due 2/01/11	C	Interest			Sold	10/28	K	A	
17. Nexen Inc.	A	Dividend	K	T					

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

A = \$1,000 or less
F = \$50,001 - \$100,000

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

3. Value Method Codes
(See Column C2)

Q = Appraisal
U = 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
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 = \$55,000,001 - \$25,000,000

T = Cash Market

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

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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)" 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 Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
18. Suncor Energy Inc.	A	Dividend	K	T	Sold (part)	03/04	J	D	
19. Eincana Corp.	A	Dividend	J	T					
20. FHLB 5.125% due 6/18/08	B	Interest			Matured	6/18	L	A	
21. SEI Daily Income TR Treas Port CL B	A	Dividend			Sold	5/31	M	A	
22. Canadian Oil Sands Trust	B	Dividend			Sold	12/2	J	A	
23. U.S. Treasury Bill 1/10/08	B	Interest			Matured	1/10	L	A	
24. SEI Daily Income TR Govt Port C1 B	A	Dividend	L	T	Buy	5/31	M		
25. GE Money Bank CD 2.55% due 12/18/09		None	L	T	Buy	12/19	L		
26. Newport News, VA 5% due 11/1/15		None	L	T	Buy	11/3	L		
27. Wisconsin St 4.75% due 5/1/25		None	K	T	Buy	10/31	K		
28. Spring, TX Indpt Sch 5% due 8/15/33	A	Interest	K	T	Buy	3/13	K		
29. U.S. Treasury Bill 4/10/08	A	Interest			Buy	1/15	L		
30. --See Line 29					Matured	4/10	L	A	
31. U.S. Treasury Bill 12/11/08	B	Interest			Buy	6/25	L		
32. --See Line 31					Matured	12/11	L	A	
33. Simplified Employee Pension Plan (SEP-IRA)	C	Int./Div.	L	T					
34. --Adams Express Co.					Sold	9/22	J	C	

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 Q = Appraisal U = 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 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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35. --Petroleum & RES Corp.					Sold	9/22	J	A	
36. --Dodge & Cox International Stock Fund					Sold	9/22	J	A	
37. --SEI Daily Income TR Treas Port CL B					Sold	5/31	J	A	
38. --Mercantile Bk MI CD 5.05% due 1/4/08					Matured	1/4	J	A	
39. --Third Ave Value Fund					Sold	6/20	K	A	
40. --Firstbank PR CD 5.2% due 2/8/08					Matured	2/8	J	A	
41. --Midfirst OK City 5.05% due 5/23/08					Matured	5/23	K	A	
42. --SEI Daily Income TR Govt Port Cl B					Buy	5/31	K		
43. --Canadian Oil Sands Trust					Buy	1/31	J		
44. --First Fed Bank CD 3.25% due 1/7/09					Buy	7/2	K		
45. --Capital One Bank CD 3.1% due 2/13/09					Buy	2/5	K		
46. --Commercial Bank GA CD 4.05% due 4/28/10					Buy	10/30	K		
47. Individual Retirement Account	F	Int./Div.	P1	T					
48. --Adams Express Co.					Sold	9/17	K	E	
49. --Ishares MSCI Canada Index Fund, Inc.									
50. --T. Rowe Price Equity Income Fund, Inc.					Sold	9/23	L	B	
51. --T. Rowe Price International Stock Fund					Sold	6/20	L	D	

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

A = \$1,000 or less

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J = \$15,000 or less

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

P3 = \$25,000,001 - \$50,000,000

Q = Appraisal

U = 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

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

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52. --Third Avenue Value Fund, Inc.					Sold	3/5	L	E	
53. --American Century Global Gold Fund					Sold	6/20	K	D	
54. --Morgan Stanley MTN Var-Cpn 2/1/11									
55. --Weingarten Realty Investors Fund									
56. --CISCO Systems, Inc.									
57. --Prologis									
58. --Syngenta AG ADR					Sold (part)	4/15	J	D	
59. --See Line 58					Sold	9/25	K	E	
60. --Veolia Environment ADR					Sold	9/25	K	A	
61. --Petroleum & RES Corp.					Sold	9/25	K	D	
62. --Templeton Dragon Fd Inc.					Sold	9/25	K	C	
63. --Encana Corp.									
64. --See Line 63					Buy (add'l)	8/7	K		
65. --See Line 63					Sold	9/25	K	D	
66. --iShares MSCI EAFE Index Fund					Sold	2/5	K	B	
67. --FHLB 5.125% due 6/18/08					Matured	6/18	L	A	
68. --ETFS Agriculture DJ-Aigcism					Sold	9/25	K	C	

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

A = \$1,000 or less
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2. Value Codes
(See Columns C1 and D3)

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3. Value Method Codes
(See Column C2)

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69. --SEI Daily Income TR Treas Port CL B					Sold	5/31	J	A	
70. --American Int'l Group, Inc.					Sold	9/17	J	A	
71. --Constellation Brands, Inc.					Sold	3/7	J	A	
72. --Eli Lilly & Co.					Sold	9/25	K	A	
73. --Diageo PLC ADR					Sold	9/25	J	A	
74. --Firstbank PR CD 5.2% due 2/8/08					Matured	2/8	M	A	
75. --Midfirst OK City CD 5.05% due 5/23/08					Matured	5/23	L	A	
76. --Central Bk MN CD 4.6% due 6/12/08					Matured	6/12	M	A	
77. --Discover Bk DE CD 5.25% due 8/7/08					Matured	8/7	M	A	
78. --Capmark Bank CD 5.15% due 9/5/08					Matured	9/5	M	A	
79. --Haven Trust Bk CD 5% due 9/19/08					Matured	9/19	L	A	
80. --Lehman Coml Bk UT CD 4.8% due 10/17/08					Matured	10/17	L	A	
81. --Wright Express CD 4.7% due 11/14/08					Matured	11/14	M	A	
82. --First Merit Bk OH CD 5.25% due 7/10/09									
83. --SEI Daily Income TR Govt Portfolio CI B					Buy	5/31	L		
84. --SAP Aktiengesellschaft Spns ADR					Buy	4/15	J		
85. --Capital One Bank CD 3.1% due 2/13/09					Buy	2/13	M		

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

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(See Columns C1 and D3)

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V = Other

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P1 = \$1,000,001 - \$5,000,000
P4 = More than \$50,000,000

S = Assessment
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H2 = More than \$5,000,000
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P2 = \$5,000,001 - \$25,000,000

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86. --First Natl Bank NE CD 2.85% due 4/3/09					Buy	10/3	M		
87. --GE Money Bank CD 2.05% due 6/18/09					Buy	12/19	M		
88. --Comerica Bank MI CD 3.55% due 10/1/09					Buy	10/1	M		
89. --GE Money Bank CD 2.55% due 12/18/09					Buy	12/19	M		
90. --Homestreet Bank CD 4.05% due 2/12/10					Buy	8/13	M		
91. --BMW Bank NA UT CD 3.95% due 4/1/10					Buy	10/1	M		
92. --Investors Cmnty CD 3.75% due 5/24/10					Buy	11/24	M		
93. --U.S. Treasury TIPS 2% due 1/15/26					Buy	1/16	M		
94. --Vanguard S/T Investment Grade Fd					Buy	3/6	L		
95. --First Natl Bank OI CD 4.4% due 7/22/08					Buy	1/24	M		
96. --See Line 95					Matured	7/22	M	A	
97. --U.S. Treasury Bills due 12/11/08					Buy	6/25	N		
98. --See Line 97					Matured	12/11	N	A	
99. Life Insurance- Massachusetts Mutual Life Insurance		None	M	T					
100. Rental property, Rappahannock County, VA (8/2/96 \$86,600)		None	L	R					

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	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	D = \$5,001 - \$15,000 H2 = More than \$5,000,000 M = \$100,001 - \$250,000 P2 = \$55,000,001 - \$25,000,000	E = \$15,001 - \$50,000
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)					

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

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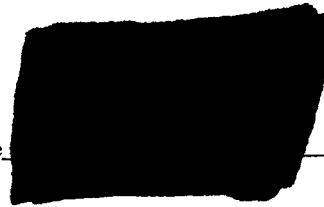
05/12/2009

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



5/13/09

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