

**FINANCIAL DISCLOSURE REPORT
FOR CALENDAR YEAR 2004**

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) Edel, David M	2. Court or Organization Tenth Circuit Court of Appeals	3. Date of Report 5/16/2005
4. Title (Article III Judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. Circuit Judge (Active)	5. Report Type (check appropriate type) ☐ Nomination, Date 12/17/1987 ☐ Initial ☒ Annual ☐ Final	6. Reporting Period 1/1/2004 to 12/31/2004
7. Chambers or Office Address Byron White U.S. Courthouse 1823 Stout Street, Room 109L 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. Director and Member of Executive Committee

Historical Society for the Tenth Circuit

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

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

DATE

PARTIES AND TERMS

1. _____

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FINANCIAL
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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.)DATESOURCE AND TYPEGROSS INCOME

(yours, not spouse's)

1.

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.)DATESOURCE AND TYPE

1.

2004

Littleton Public School District

2.

2004

Colorado Public Employees' Retirement Association

IV. REIMBURSEMENTS - transportation, lodging, food, entertainment

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

☐ **NONE** - (No such reportable reimbursements.)SOURCEDESCRIPTION

1.

University of Southern California Law School

February 27-28; Los Angeles, CA, judged moot court competition; (Airfare, Lodging and Meals).

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V. GIFTS. (Includes those to spouse and dependent children. See pp. 28-31 of instructions.)☒ **NONE** - (No such reportable gifts.)SOURCEDESCRIPTIONVALUE

1. _____

VI. LIABILITIES. (Includes those of spouse and dependent children. See pp. 32-34 of instructions.)☒ **NONE** - (No reportable liabilities.)CREDITORDESCRIPTIONVALUE 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) 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, merger, redemption)	If not exempt from disclosure			
						(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. Janus Fund		None	J	T	Buy	1/2	J		
2. " " "					Part Sale	3/30	J	A	
3. " " "					Part Sale	10/21	J	A	
4. Fidelity Magellan Fund	A	Dividend	J	T	Part Sale	10/21	J	A	
5. Janus Worldwide Fund		None	J	T	Part Sale	10/21	J	A	
6. Janus Contrarian Fund (f/k/a Janus Special Equity Fund)		None	K	T	Buy	1/2	J		
7. " " "					Part Sale	5/26	K	B	
8. " " "					Part Sale	10/21	J	A	
9. Fidelity Ginnie Mae Fund	A	Dividend	J	T	Buy	mtlly	J		
10. " " "					Part Sale	2/3	J	A	
11. Janus Global Life Science Fund		None	K	T	Buy	3/30	J		
12. Janus Global Technology Fund		None	J	T	Part Sale	3/30	J	A	
13. Janus Olympus Fund		None			SOLD	3/30	J	A	
14. Janus Money Market Fund	A	Interest	K	T					
15. Fidelity Select Electronic Fund		None	J	T	Part Sale	3/30	J	A	
16. Fidelity Growth Co. Fund	A	Dividend	J	T	Part Sale	3/30	J	A	
17. " " "					Part Sale	7/27	J	A	
18. Invesco Energy Fund		None			SOLD	1/29	J	A	

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 = Assessed	T = Cash/Market	
(See Column C2)	U = Book Value	V = Other	W = Estimated		

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VII. INVESTMENTS and TRUSTS — income, value, transactions (includes those of the spouse and dependent children. See pp. 34-37 of filing instructions.)

A. Description of Assets (including trust assets) Place "XX" 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 I (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, merger, redemption)	If not exempt from disclosure			
						(2) Date Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
19. Invesco Technology Fund		None			SOLD	1/29	J	A	
20. US Bank, Denver, Colorado	A	Interest	K	T					
21. Janus Orion Fund		None	J	T	Buy	1/2	J		
22. " " "					Buy	3/30	J		
23. " " "					Part Sale	5/26	K	A	
24. Fidelity Cash Reserves	A	Interest	J	T					
25. Fidelity Midcap Fund	A	Dividend	J	T	Buy	2/3	J		
26. " " "					Part Sale	5/26	K	A	
27. Fidelity Independence Fund		None			SOLD	3/30	J	A	
28. Fidelity Select Energy Service Fund		None	J	T	Buy	10/22	J		
29. AIM Real Estate Fund		None			SOLD	1/29	J	A	
30. Invesco Health Science Fund		None			SOLD	1/29	J	A	
31. AIM Money Market Fund	A	Interest			SOLD	1/29	J	A	
32. EYERis Class A Common Stock		None	J	T					
33. EYERis Class B Common Stock		None	J	T					
34. Janus Global Opportunities Fund	A	Dividend	J	T	Buy	3/30	J		
35. Janus Growth & Income Fund	A	Dividend	J	T	Part Sale	3/30	J	A	
36. " " "					Part Sale	10/21	J	A	

1. Income/Gain Codes	A = \$1,000 or less (See Columns B1 and D4)	B = \$1,001-\$2,900 G = \$100,001-\$1,000,000	C = \$2,501-\$6,000 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	F = \$60,001-\$100,000 (See Columns C1 and D3)	J = \$15,000 or less N = \$250,000-\$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	Q = Appraisal (See Column C2)	R = Cost (Real Estate Only) U = Book Value	V = Other	S = Assessed W = Estimated	T = Cash/Market

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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) Amount Code 1 (A-F)	(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, merger, redemption)	If not exempt from disclosure			
						(2) Date: Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-F)	(5) Identity of buyer/seller (if private transaction)
37. Fidelity U. S. Gov't Res	A	Interest	J	T	Part Sale	3/24	J	A	
38. " " "					Part Sale	10/22	K	A	
39. Fidelity Emerging Market Fund	A	Dividend	J	T	Bu	3/30	J		
40. " " "					Part Sale	5/26	K	B	
41. Fidelity Value Fund	B	Dividend	K	T	Buy	2/3	J		
42. " " "					Buy	3/30	J		
43. " " "					Buy	10/22	J		
44. Fidelity Diversified Int'l Fund	A	Dividend	J	T	Buy	10/22	J		
45. Dodge & Cox Stock Fund	B	Dividend	K	T	Part Sale	2/3	K	A	
46. " " "					Part Sale	5/26	K	A	
47. Dodge & Cox Balanced Fund	B	Dividend	L	T	Part Sale	1/2	K	A	
48. " " "					Part Sale	4/13	K	A	
49. " " "					Buy	5/26	K		
50. " " "					Part Sale	10/22	K	A	
51. Dodge & Cox Income Fund	A	Dividend	J	T	Buy	5/26	K		
52. " " "					Part Sale	10/22	K	A	
53. Royce Technology Value Fund	A	Dividend	J	T	Buy	1/2	K		
54. " " "					Part Sale	5/26	K	B	

1. Income/Gain Codes:	A = \$1,000 or less	B = \$1,001-\$2,900	C = \$2,901-\$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-\$6,000,000	H2 = More than \$6,000,000	
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-\$6,000,000	P2 = \$6,000,001-\$25,000,000	
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3. Value Method Codes:	Q = Appraised	R = Cost (Real Estate Only)	S = Assessed	T = Cash/Market	
(See Column C2)	U = Book Value	V = Other	W = Estimated		

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A. Description of Assets (including asset classes) 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-F)	(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, merger, redemption)	If not exempt from disclosure			
						(2) Date Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A- H)	(5) Identity of buyer/seller (if private transaction)
55. * * *					Part Sale	10/29	J	A	
56. Royce Opportunity Fund	A	Dividend	J	T	B	1/2	K		
57. * * *					Part Sale	5/26	K	B	
58. * * *					Part Sale	10/29	K	A	
59. Royce Low-Priced Stock Fund	A	Dividend	K	T	Part Sale	1/2	K	C	
60. Royce Total Return Fund	B	Dividend	L	T	Buy	5/26	L		
61. * * *					Part Sale	10/29	K	C	
62. Fidelity Select Leisure Fund	A	Dividend	J	T					
63. Fidelity Select Technology Fund	A	Dividend	J	T	Part Sale	3/20	J	A	
64. Janus Balanced Fund	A	Dividend	J	T	Part Sale	1/2	J	A	
65. * * *					Buy	10/21	J	A	
66. CancerVax Common Stock		None	J	T					
67. Janus Overseas Fund	A	Dividend	K	T	Buy	3/30	J		
68. * * *					Buy	10/21	J		
69. Janus Short-Term Bond Fund	A	Interest	J	T	Buy	1/2	J		
70. Janus Risk-Managed Stock Fund	A	Dividend	K	T	Buy	10/21	J		
71. Janus Mid-Cap Value Fund	B	Dividend	K	T	Buy	10/21	J		
72. Fidelity Int'l Small Cap Fund	A	Dividend	K	T	Buy	3/20	J		

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-\$3,000,000	H2 = More than \$3,000,000	
2. Value Codes:	J = \$15,000 or less	K = \$15,001-\$50,000	L = \$50,001-\$100,000	M = \$100,001-\$250,000	
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A. Description of Assets (including trust assets) Place "XX" 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. real or int.)	(1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	(1) Type (e.g. buy, sell, merger, redemption)	If not exempt from disclosure			
						(2) Date: Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
73. " " "					Buy	10/22	J		
74. Fidelity Contrafund	A	Dividend	J	T	Buy	10/22	J		
75. Fidelity Select Wireless Fund		None	K	T	Buy	3/30	J		
76. " " "					Buy	10/22	J		
77. Fidelity Select Natural Gas Fund	A	Dividend	J	T	Buy	10/22	J		
78. Fidelity Select Develop Communications Fund		None	J	T	Buy	3/30	J		
79. " " "					Part Sale	5/26	J	A	
80. Fidelity Select Biotechnology Fund		None	J	T	Buy	3/30	J		
81. Dodge & Cox International Fund	B	Dividend	L	T	Buy	1/2	K		
82. " " "					Buy	2/3	K		
83. " " "					Buy	4/13	K		
84. " " "					Part Sale	5/20	K	B	
85. " " "					Buy	10/22	K		
86. Pennsylvania Mutual Fund	A	Dividend	J	T	Buy	10/29	J		
87. Royce Premier Fund	A	Dividend	K	T	Buy	10/29	K		
88. Royce 100 Fund	A	Dividend	K	T	Buy	10/29	J		
89. Royce Value Plus Fund	A	Dividend	K	T					
90. Northwestern Mutual Modified Whole Life Policies	D	Interest	M	T					

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
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3. Value Method Codes	Q = Appraisal	R = Cost (Real Estate Only)	S = Assessment	T = Cash/Markets	
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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)	(2)	(1)	(2)	(1)	If not exempt from disclosure			
	Amount Code 1 (A-F)	Type (e. 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- W)	(5) Identity of buy/seller (if private transaction)
91. Mass Mutual Whole Life Policy	C	Interest	J	T					
92. Thrivent Lutheran Brotherhood Whole Life Policy	A	Interest	J	T					
93. World Savings & Loan, Denver, Colorado	A	Interest	K	T	Buy	12/1	L		
94.									
95.									
96.									
97.									
98.									
99.									
100.									
101.									
102.									
103.									
104.									
105.									
106.									

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
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VIII. ADDITIONAL INFORMATION OR EXPLANATIONS

(Indicate part of Report.)

1) Part VII Lines 91 - 93. I have owned these life insurance policies throughout my entire tenure as a judge. However, they had nominal cash values (value code J) ~~because~~ of outstanding loans against cash value until May 28, 2003, when I paid off most of the loans. These policies, therefore, should also have been reported on my 2003 report.

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

Signature

Date May 16, 2005

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