

FD-278  
Rev. 1/78

## FINANCIAL DISCLOSURE REPORT

Printed Name of the Person  
Reporting: TERRY C. KERN  
 Date of Report: Mar. 10, 1994

|                                                                                                                                             |                                                                                                                                                                                                                         |                                                           |
|---------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------|
| 1. Person Reporting (Last name, first, middle initial)<br><b>KERN, TERRY C.</b>                                                             | 2. Court or Organization<br><b>Northern District of Oklahoma</b>                                                                                                                                                        | 3. Date of Report<br><b>Mar. 10, 1994</b>                 |
| 4. Title (Article III judges indicate active or senior status; Magistrate judges indicate full- or part-time)<br><b>Article III Nominee</b> | 5. Report Type (check appropriate type)<br><input checked="" type="checkbox"/> <b>Nomination, Date <u>3/9/94</u></b><br><input type="checkbox"/> Initial <input type="checkbox"/> Annual <input type="checkbox"/> Final | 6. Reporting Period<br><b>Jan. 1, 1993 - Mar. 1, 1994</b> |
| 7. Chambers or Office Address<br><b>Suite 330, Neustadt Plaza<br/>333 West Main<br/>Ardmore, OK 73401</b>                                   | 8. On the basis of the information contained in this Report, it is, in my opinion, in compliance with applicable laws and regulations<br><br>Reviewing Officer Signature _____                                          |                                                           |

IMPORTANT NOTES: The instructions accompanying this form must be followed. Complete all parts, checking the NONE box for each section where you have no reportable information. Sign on last page.

## I. POSITIONS. (Reporting individual only; see pp. 7-8 of instructions.)

POSITION

NAME OF ORGANIZATION/ENTITY

☐

NONE (No reportable positions)

|          |                                                     |
|----------|-----------------------------------------------------|
| Trustee  | <u>Memorial Hospital of Southern Oklahoma, Inc.</u> |
| Trustee  | <u>Ardmore Development Authority</u>                |
| Director | <u>Legal Institute of Pichens County I.T.</u>       |

## II. AGREEMENTS. (Reporting individual only; see p. 8-9 of instructions.)

DATE

PARTIES AND TERMS

☐

NONE (No reportable agreements)

|         |                                                                                                                                                                                                                                           |
|---------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Pending | <u>Stock buyout by remaining members of law firm (Mr. Mordy, Mr. Sperry and Mr. Daniels); \$250,000 payable over 5 years. Mr. Kern will also receive his share of cash on hand, accounts receivable and work-in-process as collected.</u> |
|---------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

## III. NON-INVESTMENT INCOME. (Reporting individual and spouse; see pp. 9-12 of instructions.)

DATE  
(Honoraria only)

SOURCE AND TYPE

GROSS INCOME  
(Yours, not spouse's)☐

NONE (No reportable non-investment income)

|   |             |                                             |                     |
|---|-------------|---------------------------------------------|---------------------|
| 1 | <u>1992</u> | <u>Kern and Associates P.C. - salary</u>    | <u>\$240,612.52</u> |
| 2 | <u>1993</u> | <u>Kern, Mordy and Sperry P.C. - salary</u> | <u>\$267,251.50</u> |
| 3 |             |                                             | \$                  |
| 4 |             |                                             | \$                  |
| 5 |             |                                             | \$                  |

## FINANCIAL DISCLOSURE REPORT (cont'd)

Name of Person Reporting

Rasm, Terry C.

Date of Report

Mar. 10, 1994

## IV. REIMBURSEMENTS and GIFTS - transportation, lodging, food, entertainment.

(Includes those to spouse and dependent children; use the parentheticals "(S)" and "(DC)" to indicate reportable reimbursements and gifts received by spouse and dependent children, respectively. See pp.13-15 of Instructions.)

## SOURCE

## DESCRIPTION

☐

NONE (No such reportable reimbursements or gifts)

1

Exact

2

3

4

5

6

7

## V. OTHER GIFTS.

(Includes those to spouse and dependent children; use the parentheticals "(S)" and "(DC)" to indicate other gifts received by spouse and dependent children, respectively. See pp.15-16 of Instructions.)

## SOURCE

## DESCRIPTION

## VALUE

☐

NONE (No such reportable gifts)

1

Exact

\$

2

\$

3

\$

4

\$

## VI. LIABILITIES.

(Includes those of spouse and dependent children; indicate where applicable, person responsible for liability by using the parenthetical "(S)" for separate liability of spouse, "(D)" for joint liability of reporting individual and spouse, and "(DC)" for liability of a dependent child. See pp.16-18 of Instructions.)

## CREDITOR

## DESCRIPTION

## VALUE CODE

☐

NONE (No reportable liabilities)

1

Richmond Nat'l Bank and Trust (S)

Mortgage 100 E St., Ardmore, OK

J

2

Citizens Bank of Ardmore (S)

Mortgage 3rd &amp; B St., Ardmore, OK

L

3

4

5

6

7

\* BRASS CODES: J = \$12,000 or less    K = \$12,001 to \$20,000    L = \$20,001 to \$30,000    M = \$30,001 to \$50,000    N = \$50,001 to \$100,000  
 O = \$100,001 to \$250,000    P = \$250,001 to \$500,000    Q = \$500,001 to \$1,000,000    R = more than \$1,000,000

## FINANCIAL DISCLOSURE REPORT (cont'd)

Name of Person Reporting

Kern, Terry C.

Date of Report

Mar. 10, 1994

## VII. INVESTMENTS AND TRUSTS - income, value, transactions. (Includes those of spouse and dependent children; see pp. 18-37 of instructions.)

| A.<br>Description of Assets<br>(including trust assets)<br>Indicate, where applicable, owner of the asset by using the parenthetical "(J)" for joint ownership of reporting individual and spouse, "(S)" for separate ownership by spouse, "(DC)" for ownership by dependent child.<br><br>Place "(K)" after each asset except from prior disclosure. | B.<br>Income during reporting period |                                      | C.<br>Gross Value at end of reporting period |                                   | D.<br>Transactions during reporting period          |                               |                          |                              |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|--------------------------------------|----------------------------------------------|-----------------------------------|-----------------------------------------------------|-------------------------------|--------------------------|------------------------------|
|                                                                                                                                                                                                                                                                                                                                                       | (1)<br>Asset Code<br>(A-E)           | (2)<br>Type (e.g., div., rent, int.) | (1)<br>Value Code<br>(J-F)                   | (2)<br>Value Amount Code<br>(Q-W) | (3)<br>Type (e.g., buy, sell, exchange, redemption) | If not exempt from disclosure |                          |                              |
|                                                                                                                                                                                                                                                                                                                                                       |                                      |                                      |                                              |                                   |                                                     | (2)<br>Date: Month/Day        | (3)<br>Value: Code (J-P) | (4)<br>Gain/Loss: Code (A-E) |
| <input type="checkbox"/> NONE (No reportable income, assets, or transactions)                                                                                                                                                                                                                                                                         |                                      |                                      |                                              |                                   |                                                     |                               |                          |                              |
| 1 Paine Webber IRA                                                                                                                                                                                                                                                                                                                                    | B                                    | div.                                 | L                                            | T                                 |                                                     |                               |                          |                              |
| 2 Paine Webber IRA (S)                                                                                                                                                                                                                                                                                                                                | A                                    | div.                                 | J                                            | T                                 |                                                     |                               |                          |                              |
| 3 Paine Webber (J)                                                                                                                                                                                                                                                                                                                                    | B                                    | div.                                 | M                                            | T                                 |                                                     |                               |                          |                              |
| 4 Gruntal and Co., Inc.                                                                                                                                                                                                                                                                                                                               | A                                    | div.                                 | K                                            | T                                 |                                                     |                               |                          |                              |
| 5 Chas. Schwab (DC)                                                                                                                                                                                                                                                                                                                                   | A                                    | div.                                 | J                                            | T                                 |                                                     |                               |                          |                              |
| 6 Invesco Funds (J)                                                                                                                                                                                                                                                                                                                                   | A                                    | div.                                 | J                                            | T                                 |                                                     |                               |                          |                              |
| 7 QGM Funds (J)                                                                                                                                                                                                                                                                                                                                       | A                                    | div.                                 | J                                            | T                                 |                                                     |                               |                          |                              |
| 8 Kern, Mordy & Sperry P.C.                                                                                                                                                                                                                                                                                                                           | D                                    | div/int                              | O                                            | U                                 |                                                     |                               |                          |                              |
| 9 100 E St., Ardmore, OK                                                                                                                                                                                                                                                                                                                              | B                                    | rent                                 | L                                            | R                                 |                                                     |                               |                          |                              |
| 10 3rd & E St., Ardmore, OK                                                                                                                                                                                                                                                                                                                           | B                                    | rent                                 | M                                            | Q                                 |                                                     |                               |                          |                              |
| 11 Oil and gas interests                                                                                                                                                                                                                                                                                                                              | C                                    | int.                                 | K                                            | W                                 |                                                     |                               |                          |                              |
| 12                                                                                                                                                                                                                                                                                                                                                    |                                      |                                      |                                              |                                   |                                                     |                               |                          |                              |
| 13                                                                                                                                                                                                                                                                                                                                                    |                                      |                                      |                                              |                                   |                                                     |                               |                          |                              |
| 14                                                                                                                                                                                                                                                                                                                                                    |                                      |                                      |                                              |                                   |                                                     |                               |                          |                              |
| 15                                                                                                                                                                                                                                                                                                                                                    |                                      |                                      |                                              |                                   |                                                     |                               |                          |                              |
| 16                                                                                                                                                                                                                                                                                                                                                    |                                      |                                      |                                              |                                   |                                                     |                               |                          |                              |
| 17                                                                                                                                                                                                                                                                                                                                                    |                                      |                                      |                                              |                                   |                                                     |                               |                          |                              |
| 18                                                                                                                                                                                                                                                                                                                                                    |                                      |                                      |                                              |                                   |                                                     |                               |                          |                              |
| 19                                                                                                                                                                                                                                                                                                                                                    |                                      |                                      |                                              |                                   |                                                     |                               |                          |                              |
| 20                                                                                                                                                                                                                                                                                                                                                    |                                      |                                      |                                              |                                   |                                                     |                               |                          |                              |

1 Income/Gain Codes: A=\$1,000 or less (See Col. B1 & D1) B=\$1,001 to \$2,500 C=\$2,501 to 5,000 D=\$5,001 to \$15,000 E=\$15,001 to \$50,000 F=\$50,001 to \$100,000 G=\$100,001 to \$1,000,000 H=\$1,000,001 to \$5,000,000 I=\$5,000,001 to \$10,000,000 J=\$10,000,001 to \$50,000,000 K=\$50,000,001 to \$1,000,000,000 L=\$1,000,000,001 to \$5,000,000,000 M=\$5,000,000,001 to \$10,000,000,000 N=\$10,000,000,001 to \$50,000,000,000 O=\$50,000,000,001 to \$1,000,000,000,000 P=\$1,000,000,000,001 to \$5,000,000,000,000 Q=\$5,000,000,000,001 to \$10,000,000,000,000 R=\$10,000,000,000,001 to \$50,000,000,000,000 S=\$50,000,000,000,001 to \$1,000,000,000,000,000 T=\$1,000,000,000,000,001 to \$5,000,000,000,000,000 U=\$5,000,000,000,000,001 to \$10,000,000,000,000,000 V=\$10,000,000,000,000,001 to \$50,000,000,000,000,000 W=\$50,000,000,000,000,001 to \$1,000,000,000,000,000,000

2 Value Codes: A=\$15,000 or less (See Col. C1 & D1) B=\$15,001 to \$50,000 C=\$50,001 to \$100,000 D=\$100,001 to \$500,000 E=\$500,001 to \$1,000,000 F=\$1,000,001 to \$5,000,000 G=\$5,000,001 to \$10,000,000 H=\$10,000,001 to \$50,000,000 I=\$50,000,001 to \$100,000,000 J=\$100,000,001 to \$500,000,000 K=\$500,000,001 to \$1,000,000,000 L=\$1,000,000,001 to \$5,000,000,000 M=\$5,000,000,001 to \$10,000,000,000 N=\$10,000,000,001 to \$50,000,000,000 O=\$50,000,000,001 to \$1,000,000,000,000 P=\$1,000,000,000,001 to \$5,000,000,000,000 Q=\$5,000,000,000,001 to \$10,000,000,000,000 R=\$10,000,000,000,001 to \$50,000,000,000,000 S=\$50,000,000,000,001 to \$1,000,000,000,000,000 T=\$1,000,000,000,000,001 to \$5,000,000,000,000,000 U=\$5,000,000,000,000,001 to \$10,000,000,000,000,000 V=\$10,000,000,000,000,001 to \$50,000,000,000,000,000 W=\$50,000,000,000,000,001 to \$1,000,000,000,000,000,000

3 Value Method Codes: A-Appraisal B-Book Value C-Cost (real estate only) D-Other E-Assessment F-Estimated G-Cash/Market

## FINANCIAL DISCLOSURE REPORT (cont'd)

Name of Person Reporting

Kern, Terry C.

Date of Report

Mar. 10, 1994

## VIII. ADDITIONAL INFORMATION or EXPLANATIONS. (Indicate part of Report.)

I. President, Kern and Associates P.C.

President, Kern, Morley &amp; Sperry P.C.

Partner, C.C.M.&amp;K. Building Co.

Partner, Artuckle Apartments

VII. (9) Cost, May 1, 1980 \$309,452

VII. (10) Appraisal, October 28, 1993

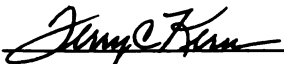
## IX. CERTIFICATION.

In compliance with the provisions of 28 U.S.C. § 455 and of Advisory Opinion No. 57 of the Advisory Committee on Judicial Activities, and to the best of my knowledge at the time after reasonable inquiry, I did not perform any adjudicatory function in any litigation during the period covered by this report in which I, my spouse, or my minor or dependent children had a financial interest, as defined in Canon 3C(3)(c), in the outcome of such litigation.

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.A. app. 7, § 501 et. seq., 5 U.S.C. § 7353 and Judicial Conference regulations.

Signature



Date

Mar. 10, 1994

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.A. APP. 6, § 104, AND 18 U.S.C. § 1001.)

## FILING INSTRUCTIONS:

Mail signed original and 3 additional copies to:

Judicial Ethics Committee  
Administrative Office of the  
United States Courts  
Washington, DC 20544

## FINANCIAL STATEMENT

## NET WORTH

Provide a complete, current financial net worth statement which itemizes in detail all assets (including bank accounts, real estate, securities, trusts, investments, and other financial holdings); all liabilities (including debt, mortgages, loans, and other financial obligations) of yourself, your spouse, and other immediate members of your household.

| ASSETS                                                                                                          |       |        | LIABILITIES                                       |       |        |
|-----------------------------------------------------------------------------------------------------------------|-------|--------|---------------------------------------------------|-------|--------|
| Cash on hand and in banks                                                                                       | 50    | 885 00 | Notes payable to banks—secured                    |       |        |
| U.S. Government securities—add schedule                                                                         |       |        | Notes payable to banks—unsecured                  |       |        |
| Listed securities—add schedule #1                                                                               | 329   | 265 00 | Notes payable to relatives                        |       |        |
| Unlisted securities—add schedule                                                                                |       |        | Notes payable to others                           |       |        |
| Accounts and notes receivable                                                                                   |       |        | Accounts and bills due                            |       |        |
| Due from relatives and friends                                                                                  |       |        | Unpaid income tax                                 |       |        |
| Due <del>from</del> <sup>from</sup> <del>Sperry, P.C. Inc.</del> <sup>Bern. Morde &amp; Sperry, P.C. Inc.</sup> | 126   | 984 00 | Other unpaid tax and interest                     |       |        |
| Doubtful                                                                                                        |       |        | Real estate mortgages payable—add schedule #2     | 79    | 136 00 |
| Real estate owned—add schedule #2                                                                               | 217   | 079 00 | Other mortgages and other loans payable           |       |        |
| Real estate mortgages receivable                                                                                |       |        | Other debts—itemize:                              |       |        |
| Notes and other personal property                                                                               | 40    | 000 00 |                                                   |       |        |
| Cash value—life insurance                                                                                       | 33    | 201 00 |                                                   |       |        |
| Other assets—itemize:                                                                                           |       |        |                                                   |       |        |
| Furn., Fixtures & Equip                                                                                         | 60    | 000 00 |                                                   |       |        |
| Oil Interests                                                                                                   | 15    | 000 00 |                                                   |       |        |
| Work-In-Process <sup>Bern. Morde &amp; Sperry, P.C. Inc.</sup>                                                  | 165   | 872 00 | Total Liabilities                                 | 79    | 136 00 |
|                                                                                                                 |       |        | Net Worth                                         | 959   | 150 00 |
| Total Assets                                                                                                    | 1,038 | 286 00 | Total Liabilities and net worth                   | 1,038 | 286 00 |
| CONTINGENT LIABILITIES                                                                                          |       |        | GENERAL INFORMATION                               |       |        |
| As cosigner, cosigner or guarantor                                                                              | 0     | 00     | Are any assets pledged? (Add schedule.)           |       | NO     |
| On leases or contracts                                                                                          | 0     | 00     | Are you delinquent in any suits or legal actions? |       | NO     |
| Legal Claims                                                                                                    | 0     | 00     | Have you ever taken bankruptcy?                   |       | NO     |
| Provision for Federal Income Tax <sup>1993</sup> (pd to IRS)                                                    | 65    | 590 00 |                                                   |       |        |
| Other special debt                                                                                              |       | 0 00   |                                                   |       |        |

## LISTED SECURITIES

## SCHEDULE #1

March 1, 1994

| Name of Corporation<br>-----                                                   | Current Market Value<br>----- |
|--------------------------------------------------------------------------------|-------------------------------|
| Paine Webber, Inc.<br>(Bonds, Notes, Money<br>Fund, Equities - TCK & CHK)      | \$ 112,871.89                 |
| Paine Webber, Inc.<br>(IRA Rollover - TCK)                                     | \$ 70,426.78                  |
| Paine Webber, Inc.<br>(Rotan Mosle Division)<br>(Kern, Mordy and Sperry, P.C.) | \$ 56,961.05                  |
| Paine Webber, Inc.<br>(IRA - CHK)                                              | \$ 1,006.21                   |
| Gruntal & Co., Inc<br>(Dividends, Interest- TCK)                               | \$ 46,114.00                  |
| CGM Mutual Fund<br>(Reinvestment - TCK & CHK)                                  | \$ 3,284.09                   |
| Charles Schwab & Co., Inc.<br>(Money Fund)<br>(Kern, Mordy and Sperry, P.C.)   | \$ 32,375.00                  |
| Charles Schwab & Co., Inc.<br>(Money Fund - LK)                                | \$ 5,011.00                   |
| Invesco Funds Group, Inc.<br>(ISP-Gold - TCK & CHK)                            | \$ 1,215.09                   |

-----

## REAL ESTATE

## SCHEDULE #2

March 1, 1994

| Description                                               | Date<br>Purchased | TCK &<br>Value | TCK &<br>Mortgages | Nature of<br>Improvements |
|-----------------------------------------------------------|-------------------|----------------|--------------------|---------------------------|
| Arbuckle Apts.<br>3rd & "B" N.W.<br>Ardmore, OK (TCK-50%) | 1985              | \$149,000      | \$ 70,699.05       | Investment                |
| Office Bldg<br>"E" Street, S.W.<br>Ardmore, OK (TCK-22%)  | 1979              | \$ 68,079      | \$ 8,436.48        | Investment                |