

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2020

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) Cogburn, Jr., Max O.	2. Court or Organization U.S. District Court, North Carolina	3. Date of Report 08/10/2021
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. District Judge - Active	5a. Report Type (check appropriate type) ☐ Nomination ☐ Date ☐ Initial ☒ Annual ☐ Final	6. Reporting Period 1/1/2020 to 12/31/2020
	5b. ☐ Amended Report	
7. Chambers or Office Address Suite 319, 100 Otis Street Asheville, NC 28801		
IMPORTANT NOTES: <i>The instructions accompanying this form must be followed. Complete all parts, checking the NONE box for each part where you have no reportable information.</i>		

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. Trustee	Carolina Day School
2. Board of Governors	Biltmore Forest Country Club, Inc.
3. Executor	Estate II
4. Trustee	Trust I
5. Vice Presitend	North Carolina Bar Association
6. Board of Governors	North Carolina Bar Association

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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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. 2020	Town of Biltmore Forest - Board Salary
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.				
2.				
3.				
4.				
5.				

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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. Farm Credit	Secured loan on [REDACTED] business property (1/4 of amount)	N
2. Wells Fargo	Credit Card	J
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 mm/dd/yy	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. Cogburn Family Properties, LLC Buncombe Co, NC- Land Holding	A	Rent	P2	W					
2.					Sold (part)	01/02/20	N	G	
3.					Sold (part)	08/14/20	L	F	
4.					Sold (part)	12/22/20	N	G	
5. Ranchland Incorporated, Buncombe County, N.C. - Land Holding	A	Rent	P1	W					
6. Pisgah View Ranch, Inc. - Operating Business		None	M	W					
7. Pisgah Highland Conservancy LLC Buncombe Co NC-Land Holding		None	M	R					
8. Cogburn Investments, LLL, Black Mountain, NC	E	Rent	N	V					
9. Lincoln: Whole Life - (No Control)	A	Int./Div.	J	T					
10. Fuse Science (formerly Double Eagle Stock)		None	J	T					
11. Ohio National: Universal Non-Variable (No Control)	C	Int./Div.	L	T					
12. Estate II/assets transferred to Trust I (H)									
13. -Fifth Third Bank acct		None	M	T					
14. -First Bank acct		None	J	T					
15. -Royal Bank of Canada Stock	A	Dividend	K	T					
16. -Allstate Corp Common Stock	A	Dividend	K	T					
17. -Parcel #1, Candler, NC		None	O	V					

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	

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☐ NONE (No reportable income, assets, or transactions.)

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	(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. -Parcel #2, Candler, NC (1/2 interest)		None	M	V					
19. -Parcel #3, Asheville, NC (1/4 interest)		None	L	V					
20. -Parcel #4, Asheville, NC (1/4 interest)		None	K	V					
21. -Parcel #5, Candler, NC		None	L	V					
22. -Parcel #6, Candler, NC (1/2 interest)		None	K	V					
23. -Parcel #7, Candler, NC (1/2 interest)		None	K	V					
24. -Parcel #8, Candler, NC (1/2 interest)	A	Rent	K	V					
25. -Parcel #9, Candler, NC (1/2 interest)		None	K	V					
26. -Parcel #10, Haywood Co., NC (1/2 interest)		None	K	V					
27. Merrill Lynch Managed Mutual Fund (IRA) (H)									
28. -Blackrock Eqty Dividend Fund Instl	A	Dividend	J	T					
29.					Sold (part)	01/16/20	J	A	
30.					Buy (add'l)	03/20/20	J		
31.					Buy (add'l)	04/15/20	J		
32.					Buy (add'l)	08/12/20	J		
33. -Clearbridge Small Cap Fund Class I	A	Dividend	J	T					
34.					Sold (part)	01/16/20	J	A	

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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	

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	(1)	(2)	(1)	(2)	(1)	(2)	(3)	(4)	(5)
	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, redemption)	Date mm/dd/yy	Value Code 2 (J-P)	Gain Code 1 (A-H)	Identity of buyer/seller (if private transaction)
35.					Buy (add'l)	03/20/20	J		
36.					Sold (part)	08/12/20	J	A	
37. -Clearbridge Large Cap Growth Fund Class I	A	Dividend	J	T					
38.					Buy (add'l)	01/16/20	J		
39.					Sold (part)	03/20/20	J	A	
40.					Buy (add'l)	04/15/20	J		
41.					Sold (part)	08/12/20	J	B	
42. -Edgewood Growth Fund Class Inst	A	Dividend	J	T					
43.					Buy (add'l)	01/16/20	J		
44.					Sold (part)	03/20/20	J	A	
45.					Buy (add'l)	04/15/20	J		
46.					Buy (add'l)	08/12/20	J		
47. -Goldman Sachs GQG Partners International Oppt.	A	Dividend	J	T					
48.					Buy	06/11/20	J		
49.					Buy (add'l)	08/12/20	J		
50. -Hartford Schrodgers Emerg Mkts Equity Fund	A	Dividend	J	T					
51.					Sold (part)	01/16/20	J	A	

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52.					Buy (add'l)	03/20/20	J		
53.					Sold (part)	04/15/20	J	B	
54.					Sold (part)	08/12/20	J	A	
55. -Invesco Oppenheimer International Growth Fund									
56.	A	Dividend							
57.					Buy (add'l)	03/20/20	J		
58.					Sold (part)	04/15/20	J	A	
59.					Sold	06/11/20	J	C	
60. -ISHARES Russell 1000 Growth	A	Dividend	J	T					
61.					Buy (add'l)	01/16/20	J		
62.					Sold (part)	03/20/20	J	A	
63.					Buy (add'l)	04/15/20	J		
64.					Sold (part)	08/12/20	J	B	
65. -ISHARES Russell 1000 Value	A	Dividend	J	T					
66.					Sold (part)	01/16/20	J	A	
67.					Buy (add'l)	03/20/20	J		
68.					Buy (add'l)	04/15/20	J		

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

2 Value Codes
(See Columns C1 and D3)

3 Value Method Codes
(See Column C2)

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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	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, redemption)	Date mm/dd/yy	Value Code 2 (J-P)	Gain Code 1 (A-H)	Identity of buyer/seller (if private transaction)
69.					Buy (add'l)	08/12/20	J		
70. -ISHARES Tr Core MSCI EAFE ETF	A	Dividend	J	T					
71.					Buy (add'l)	01/02/20	J		
72.					Buy (add'l)	03/20/20	J		
73.					Buy (add'l)	08/12/20	J		
74. -MFS Value Fund Class I	A	Dividend	J	T					
75.					Sold (part)	01/16/20	J	A	
76.					Buy (add'l)	08/12/20	J		
77. -The Oakmark International Fund	A	Dividend	J	T					
78.					Buy (add'l)	01/16/20	J		
79.					Buy (add'l)	03/20/20	J		
80.					Sold (part)	04/15/20	J	A	
81.					Buy (add'l)	08/12/20	J		

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

1VII. Investments and Trusts, page 4, lines 1-8.

Cogburn Family Properties, LLC and Ranchland Incorporated are involved in a structural/bargain sale of much of our property with the State of North Carolina for a State Park. The sales listed on page 4 at lines 2, 3 and 4 (owned by Cogburn Family Properties, LLC) are part of this agreement.

The first three entries in this section refer to two holding companies and an operating business for a contiguous piece of [REDACTED] real estate. The property is owned equally by [REDACTED] and me. The land is divided into two holding companies, Cogburn Family Properties, LLC (line 1) and Ranchland Incorporated (line 5). The third company is Pisgah View Ranch, Inc. (line 6). [REDACTED] and I own another separate piece of land, which is held in the Pisgah Highland Conservancy, LLC (line 7), the date of purchase was December 23, 2008 and the purchase price was \$170,000.00.

VII. Investments and Trusts, page 4, line 13.

The property listed in the 2019 report at line 9 was distributed to the heirs of the beneficiaries of the Trust and is now listed at line 8. The value method used for the entry at line 8 was the amount of rent received, the location of the property and the fact that the renter built a building on the property at their own expense.

VII. Investments and Trusts, pages 4-5, lines 17-26.

The value method used for the entries on lines 17-26 was the tax value of each.

Cogburn Investments, LLC was moved from Trust I to the beneficiaries in 2020.

Cogburn Family Properties, LLC, Ranchland, Incorporated and Cogburn Investments, LLC are equally owned by the beneficiaries of Trust I.

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

Signature: s/ Max O. Cogburn, Jr.

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)

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