

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2012

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) Shirley, Jr., Carl C.	2. Court or Organization U.S.District Court-Eastern District TN	3. Date of Report 05/15/2013
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Magistrate Judge(full time)	5a. Report Type (check appropriate type) ☐ Nomination ☐ Date ☐ Initial ☒ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 01/01/2012 to 12/31/2012
7. Chambers or Office Address Howard H Baker U.S.Courthouse Suite 144, 800 Market Street Knoxville, TN 37902		
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.		

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. Fellow	Tennessee Bar Foundation, Knoxville Bar Foundation
2. Master of the Bench Emeritus	Hamilton Burnett Inns of Court
3. Adjunct Professor	University of Tennessee College of Law
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. 2012	Lowe & Yeager Profit Sharing Plan (former law firm) no control of plan/only personal investments/considering merits of rolling over to TSP or to seperate IRA
2.	
3.	

FINANCIAL DISCLOSURE REPORT

Page 2 of 6

Name of Person Reporting

Shirley, Jr., Carl C.

Date of Report

05/15/2013

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. 2012	University of Tennessee College of Law (teaching as Adjunct Professor)	\$3,300.00
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. 2012	PME Communications (wages-project administrator)
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.				

FINANCIAL DISCLOSURE REPORT

Page 3 of 6

Name of Person Reporting

Shirley, Jr., Carl C.

Date of Report

05/15/2013

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.	Chase Bank	Credit Card	J
2.			
3.			
4.			
5.			

FINANCIAL DISCLOSURE REPORT

Page 4 of 6

Name of Person Reporting

Shirley, Jr., Carl C.

Date of Report

05/15/2013

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. First Tennessee Bank Accts (Aggregate Accts)	A	Interest	J	T					
2. IRA #1 (X)	A	Interest	K	T					
3. -(Equivest-AXA Moderate Allocation)									
4. -(Equivest-Guaranteed Interest Account)									
5. IRA #2 (X)	A	Interest	J	T					
6. -(Equivest-Guaranteed Interest Account)									
7. Profit Sharing Plan (X)	D	Int./Div.	N	T					
8. -(Federated Total Return Bond Fund)									
9. -(Vanguard Total Stock Market Index)									
10. Knoxville Post Office Credit Union	A	Interest	K	T					
11. Prudential Whole Life Policy	A	Dividend	J	T					
12. Knoxville Post Office Credit Union (X)	A	Int./Div.	K	T					
13.									
14.									
15.									
16.									
17.									

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 = \$250,001 - \$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

Page 5 of 6

Name of Person Reporting

Shirley, Jr., Carl C.

Date of Report

05/15/2013

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

I) Positions - became a fellow in Knoxville Bar Association

VII) Lines 2, 5, and 7 - Are modified reporting from prior year; by adding "interest amount codes" due to internal audit report and potential need to report growth as "income". These are all retirement accounts (2) IRA's and a profit sharing plan (401k) from former employer / lawfirm.

The IRA accounts include a "guaranteed interest account" holding which could arguably be deemed "reportable income" per the Instructions, as generated by the asset, because its growth is interest based, though no interest was actually received by me and no 1109-DIV was issued. In the interest of full disclosure this is being reported as income.

The Profit Sharing Plan is similar though a little different. The plan includes an account, the "Federated Total Return Bond Fund" which is a mutual bond fund, but I note the reports I receive list the change in value as "Dividend / Interest" vs. Market Value for the other fund. Thus, while I understand that the value of the account is dependent on market value, the reporting lists the change in terms of "interest" or "dividend" that could require disclosure. Accordingly, in the interest of full disclosure this is being reported as income.

VII) Line 12 - Knoxville Post Office Credit Union Bank Account is being added and was inadvertently omitted from prior year, as money was moved from 1st Tennessee Bank Aggregate Accounts to this account, primarily for college purposes.

FINANCIAL DISCLOSURE REPORT

Page 6 of 6

Name of Person Reporting

Shirley, Jr., Carl C.

Date of Report

05/15/2013

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/ Carl C. Shirley, 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