

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2017

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 07/3/2018
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 5b. ☒ Amended Report	6. Reporting Period 1/1/2017 to 12/31/2017
7. Chambers or Office Address Suite 319, 100 Otis Street Asheville, NC 28801		
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.	Trustee	Carolina Day School
2.	Board of Governors	Biltmore Forest Country Club, Inc.
3.	Executor	Estate II
4.	Trustee	Trust I
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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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 TYPEINCOME
(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.)*DATESOURCE AND TYPE

1. 2017

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.)*SOURCEDATESLOCATIONPURPOSEITEMS PAID OR PROVIDED

1. Harvard Law School

September 11-15,
2017

Cambridge, MA

Trial Advocacy Workshop

Hotel, meals, transportation

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 family business property (1/4 of amount)	PI
2.	HomeTrust Bank	Secured loan on office building (1/5 of amount)	O
3.	Barclays Bank	Credit Card	J
4.	Wells Fargo	Credit Card	J
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	P1	W					
2. Ranchland Incorporated, Buncombe County, N.C. - Land Holding	A	Rent	P1	W					
3. Pisgah View Ranch, Inc. - Operating Business		None	M	W					
4. Pisgah Highland Conservancy LLC Buncombe Co NC-Land Holding		None	M	R					
5. Lincoln: Whole Life - (No Control)	A	Int./Div.	J	T					
6. Fuse Science (formerly Double Eagle Stock)		None	J	T					
7. Ohio National: Universal Non-Variable (No Control)	C	Int./Div.	L	T					
8. Estate II/assets transferred to Trust I (H)									
9. -Cogburn Investments, LLC, Black Mountain, NC	E	Rent	P1	V					
10. -Fifth Third Bank acct		None	M	T					
11. -First Bank acct		None	J	T					
12. -Royal Bank of Canada Stock	A	Dividend	K	T					
13. -Allstate Corp Common Stock	A	Dividend	K	T					
14. -Wells Fargo Investment (H)									
15. -Bristol Myers Squibb Co	A	Dividend	K	T					
16. -Express Scripts Hldg Co		None	J	T					
17. -Merck & Co Inc New	A	Dividend	J	T					

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	
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18. -Zimmer Biomet Holdings Inc	A	Dividend	J	T					
19. -Parcel #1, Candler, NC		None	O	V					
20. -Parcel #2, Candler, NC (1/2 interest)		None	M	V					
21. -Parcel #3, Asheville, NC (1/4 interest)		None	L	V					
22. -Parcel #4, Asheville, NC (1/4 interest)		None	K	V					
23. -Parcel #5, Candler, NC		None	L	V					
24. -Parcel #6, Candler, NC (1/2 interest)		None	K	V					
25. -Parcel #7, Candler, NC (1/2 interest)		None	K	V					
26. -Parcel #8, Candler, NC (1/2 interest)	A	Rent	K	V					
27. -Parcel #9, Candler, NC (1/2 interest)		None	K	V					
28. -Parcel #10, Haywood Co., NC (1/2 interest)		None	K	V					
29. Merrill Lynch Managed Mutual Fund (H)									
30. -AllianzGI NFJ Dividend Value Fund	B	Dividend							
31.					Sold (part)	01/25/17	J	D	
32.					Sold	02/16/17	J	A	
33. -Blackrock Eqty Dividend Fund	B	Dividend							
34.					Buy (add'l)	01/25/17	J		

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35.					Buy (add'l)	05/22/17	J		
36.					Sold	05/23/17	J	D	
37. -Clearbridge Large Cap Growth Fund	A	Dividend			Buy	01/25/17	J		
38.					Sold	05/23/17	J	D	
39. -Columbia Select Large Cap Growth Fund	A	Dividend							
40.					Sold (part)	01/25/17	J	C	
41.					Sold	02/16/17	J	A	
42. -Delaware Emerging Markets Fund	A	Dividend			Buy	01/25/17	J		
43.					Sold (part)	05/22/17	J	A	
44.					Sold	05/23/17	J	C	
45. -Glenmede Small Cap Equity Fund	A	Dividend			Buy	05/22/17	J		
46.					Sold	05/23/17	J	D	
47. -ISHARES Russell 1000 Growth	A	Dividend			Buy	01/25/17	J		
48.					Sold	05/25/17	J	D	
49. -ISHARES Russell 100 Value	A	Dividend			Buy	01/25/17	J		
50.					Buy (add'l)	05/24/17	J		
51.					Sold	05/25/17	J	D	

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52. -ISHARES US Treasury Bond	A	Dividend			Buy	01/25/17	J		
53.					Sold	05/25/17	J	B	
54. -Lazard Emerging Mkts Equity	A	Dividend			Buy	01/25/17	J		
55.					Sold	05/23/17	J	C	
56. -Mainstay Large Cap Growth Fund	B	Dividend							
57.					Sold (part)	01/25/17	J	C	
58.					Sold (part)	05/22/17	J	A	
59.					Sold	05/23/17	J	D	
60. -Metropolitan West Total Return Bond Fund	A	Dividend							
61.					Sold (part)	01/25/17	J	C	
62.					Sold (part)	02/08/17	J	A	
63.					Sold	02/16/17	J	A	
64. -MFS Value Fund	C	Dividend							
65.					Sold (part)	01/25/17	J	B	
66.					Buy (add'l)	05/22/17	J		
67.					Sold	05/23/17	J	D	
68. -Oppenheimer International Growth Fund	B	Dividend							

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69.					Sold (part)	05/22/17	J	A	
70.					Sold	05/23/17	J	D	
71. -PNC Small Cap FD I	A	Dividend							
72.					Sold	01/25/17	J	D	
73. -T Rowe Price Dividend Growth Fund	A	Dividend							
74.					Sold (part)	01/25/17	J	D	
75.					Sold	02/16/17	J	A	
76. -The Oakmark International Fund	B	Dividend							
77.					Sold (part)	01/25/17	J	A	
78.					Sold	05/23/17	J	D	
79. -Vanguard Intrmdiate-Term Corporate Bond	A	Dividend			Buy	01/25/17	J		
80.					Sold	05/25/17	J	C	
81. -Vanguard Mortgage-Backed	A	Dividend			Buy	01/25/17	J		
82.					Sold	05/25/17	J	B	
83. -Victory Sycamore Small	A	Dividend							
84.					Sold (part)	01/25/17	J	B	
85.					Sold	05/22/17	J	C	

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86. -Wells Fargo Small Company Growth	A	Dividend			Buy	01/25/17	J		
87.					Sold	05/22/17	J	C	
88. -Western Asset Core Bond Fund	A	Dividend							
89.					Sold (part)	01/25/17	J	D	
90.					Sold	02/16/17	J	A	
91. Merrill Lynch Managed Mutual Fund (IRA) (H)									
92. -Blackrock Eqty Dividend Fund	A	Dividend	J	T					
93.					Buy (add'l)	01/24/17	J		
94.					Buy (add'l)	05/22/17	J		
95.					Sold (part)	09/29/17	J	B	
96.					Sold (part)	11/24/17	J	A	
97. -Clearbridge Large Cap Fund	A	Dividend	J	T	Buy	01/24/17	J		
98.					Buy (add'l)	05/22/17	J		
99.					Buy (add'l)	06/23/17	J		
100.					Sold (part)	09/29/17	J	B	
101.					Sold (part)	11/24/17	J	A	
102. -Edgewood Growth Fund	A	Dividend	J	T	Buy	06/23/17	J		

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103.					Sold (part)	09/29/17	J	A	
104.					Sold (part)	11/24/17	J	A	
105. -Glenmede Small Cap	A	Dividend	J	T					
106.					Buy (add'l)	01/24/17	J		
107.					Sold (part)	05/22/17	J	A	
108.					Sold (part)	06/23/17	J	A	
109.					Sold (part)	09/29/17	J	A	
110.					Sold (part)	11/24/17	J	A	
111. -Hartford Growth Opportunities Fund	A	Dividend							
112.					Sold	01/24/17	J	C	
113. -Hartford Schroders Emerg		None	J	T	Buy	01/24/17	J		
114.					Sold (part)	05/22/17	J	A	
115.					Buy (add'l)	06/23/17	J		
116.					Sold (part)	09/29/17	J	A	
117.					Sold (part)	11/24/17	J	A	
118. -ISHARES Inc Core MSCI	A	Dividend	J	T					
119.					Sold (part)	01/24/17	J	B	

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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)
120. -ISHARES Russell 1000 Growth	A	Dividend	J	T					
121.					Buy (add'l)	01/24/17	J		
122.					Sold (part)	06/22/17	J	A	
123.					Buy (add'l)	09/29/17	J		
124.					Sold (part)	11/27/17	J	A	
125. -ISHARES Russell 1000 Value	A	Dividend	J	T					
126.					Buy (add'l)	01/24/17	J		
127.					Buy (add'l)	03/31/17	J		
128.					Buy (add'l)	05/22/17	J		
129.					Buy (add'l)	09/29/17	J		
130.					Sold (part)	11/27/17	J	A	
131. -ISHARES Tr Core MSCI	A	Dividend	J	T	Buy	09/29/17	J		
132.					Sold (part)	11/27/17	J	A	
133. -John Hancock Disciplined Value Fund	A	Dividend							
134.					Sold	01/24/17	J	D	
135. -Mainstay Large Cap Growth Fund	A	Dividend							
136.					Sold (part)	01/24/17	J	B	

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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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)
137.					Sold (part)	05/22/17	J	A	
138.					Sold	06/23/17	J	C	
139. -MFS Value Fund	A	Dividend	J	T					
140.					Buy (add'l)	01/24/17	J		
141.					Buy (add'l)	05/22/17	J		
142.					Sold (part)	06/23/17	J	A	
143.					Sold (part)	09/29/17	J	B	
144.					Sold (part)	11/24/17	J	A	
145. -Oppenheimer Internatl	A	Dividend	J	T					
146.					Buy (add'l)	01/24/17	J		
147.					Sold (part)	05/22/17	J	A	
148.					Buy (add'l)	06/23/17	J		
149.					Sold (part)	09/29/17	J	C	
150.					Sold (part)	11/24/17	J	A	
151. -Pioneer Fundamental	A	Dividend			Sold	01/24/17	J	C	
152. -The Oakmark International Fund	A	Dividend	J	T					
153.					Buy (add'l)	01/24/17	J		

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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Cogburn, Jr., Max O.

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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)
154.					Buy (add'l)	06/23/17	J		
155.					Sold (part)	09/29/17	J	B	

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

VII. Investments and Trusts, page 4, lines 1-3.

The first three entries in this section refer to two holding companies and an operating business for a contiguous piece of family owned real estate. The property is owned equally by my three siblings and me. The land is divided into two holding companies, Cogburn Family Properties, LLC and Ranchland Incorporated. The third company, Pisgah View Ranch, Inc. operates a guest ranch on the property. My siblings and I own another separate piece of land, which is held in the Pisgah Highland Conservancy, LLC (see entry 4), the date of purchase was December 23, 2008 and the purchase price was \$170,000.00.

VII. Investments and Trusts, page 4, line 9.

The value method used for the entry at line 9 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 14-18.

The Wells Fargo Investment account listed as part of my Mother's Estate has been amended.

VII. Investments and Trusts, page 5, lines 19-28.

The value method used for the entries on lines 19-28 was the tax value of each.

VII. Investments and Trusts, page 11, lines 120-130.

The entries under ISHARES Russell 1000 Growth and ISHARES Russell 1000 Value were combined on the 2016 report at lines 82-88. I did not realize that there were two separate funds, i.e. Growth and Value.

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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