

FINANCIAL DISCLOSURE REPORT
INITIAL FILINGReport Required by the Ethics
in Government Act of 1978
(5 U.S.C. app. §§ 101-111)

1. Person Reporting (last name, first, middle initial) Hercher, David W.	2. Court or Organization U.S. Bankruptcy Court, Oregon	3. Date of Report 5/7/2017
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Bankruptcy Judge	5a. Report Type (check appropriate type) ☐ Nomination ☐ Date ☒ Initial ☐ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 01/01/2016 to 4/30/2017
7. Chambers or Office Address U.S. Bankruptcy Court, District of Oregon Congress Center 1001 S.W. Fifth Avenue #700 Portland, Oregon 97204		
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.	Member of Disciplinary Board	Oregon State Bar
2.	Officer and member of Executive Committee	Debtor-Creditor Section, Oregon State Bar
3.	Partner (through David W. Hercher, P.C.)	Miller Nash Graham & Dunn LLP (former law firm)
4.	Sole officer, director, and shareholder	David W. Hercher, P.C.
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. 2016	Miller Nash Graham & Dunn LLP partnership agreement, including provision for return of capital after withdrawal
2.	
3.	

FINANCIAL DISCLOSURE REPORT

Page 2 of 6

Name of Person Reporting

Hercher, David W.

Date of Report

5/7/2017

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.)*

DATE	SOURCE AND TYPE	INCOME (yours, not spouse's)
1. 2015	Miller Nash Graham & Dunn LLP; draws and distributions	\$180,890.99
2. 2016	Miller Nash Graham & Dunn LLP; draws and distributions	\$168,561.14
3. 2017	Miller Nash Graham & Dunn LLP; salary	\$8,654.62
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.)*

DATE	SOURCE AND TYPE
1. 2016	Mr. Hood Community College: teaching salary
2. 2016	Self-employed: lawyer
3. 2016	Warren & Sugarman: lawyer salary
4. 2017	Mt. Hood Community College: teaching salary
5. 2017	Warren & Sugarman: lawyer salary

IV. REIMBURSEMENTS *-- transportation, lodging, food, entertainment.**(Includes those to spouse and dependent children; see pp. 25-27 of filing instructions.)*☐ NONE *(No reportable reimbursements.)*

SOURCE	DATES	LOCATION	PURPOSE	ITEMS PAID OR PROVIDED
1. Exempt				
2.				
3.				
4.				
5.				

FINANCIAL DISCLOSURE REPORT

Page 3 of 6

Name of Person Reporting

Hercher, David W.

Date of Report

5/7/2017

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.	Exempt		
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.	U.S. Department of Education	Student loan	M
2.			
3.			
4.			
5.			

FINANCIAL DISCLOSURE REPORT

Page 4 of 6

Name of Person Reporting

Hercher, David W.

Date of Report

5/7/2017

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. Bank of America: cash account		None	J	T	Exempt				
2. Fidelity Investments: FID Freedom K 2040 (mutual fund)	F	Dividend	P1	T	Exempt				
3. Hartford Funds: Growth Opportunities FD-A (mutual fund held in IRA)	C	Dividend	M	T	Exempt				
4. Key Bank: IRA cash account	A	Interest	J	T	Exempt				
5. Miller Nash Graham & Dunn: law firm capital account		None	K	T	Exempt				
6. Northwestern Mutual Life Insurance Company (H)									
7. - 65 Life policy	A	Dividend	J	T	Exempt				
8. - Access Fund cash account	C	Interest	L	T	Exempt				
9. - Adjustable Complife policy #1	A	Dividend	J	T	Exempt				
10. - Adjustable Complife policy #2	B	Dividend	J	T	Exempt				
11. - Adjustable Complife policy #3	A	Dividend	J	T	Exempt				
12. - Whole Life policy	A	Dividend	J	T	Exempt				
13. Oregon College Savings Plan: Age Based Portfolio Age 18 and Over		None	J	T	Exempt				
14. Oregon Public Employees Retirement System		None	J	T	Exempt				
15. Standard Insurance Company: Vanguard STAR Inv (mutual fund)	D	Dividend	M	T	Exempt				
16. U.S. Agencies Credit Union: cash account	A	Interest	K	T	Exempt				
17. U.S. Bank: cash account	A	Interest	L	T	Exempt				

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 = \$250,000,001 - \$500,000,000	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 \$5,000,000	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	

FINANCIAL DISCLOSURE REPORT

Page 5 of 6

Name of Person Reporting

Hercher, David W.

Date of Report

5/7/2017

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

Part VII: Fidelity Investments: FID Freedom K 2040 (mutual fund, line 2) is held through Miller Nash Graham & Dunn Profit Sharing Trust.

Part VII: Standard Insurance: Vanguard STAR Inv (mutual fund, line 15) is held through Miller Nash Graham & Dunn 401(k) Plan and Trust.

FINANCIAL DISCLOSURE REPORT

Page 6 of 6

Name of Person Reporting	Date of Report
Hercher, David W.	5/7/2017

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/ **David W. Hercher**

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
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