

AO 10
Rev. 1/2010

**FINANCIAL DISCLOSURE REPORT
FOR CALENDAR YEAR 2009**

Copy
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) Briscoe, Mary B.	2. Court or Organization Tenth Circuit Court of Appeals	3. Date of Report 08/16/2010
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Chief Circuit Judge - Active	5a. Report Type (check appropriate type) ☐ Nomination, Date ☐ Initial ☒ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 01/01/2009 to 12/31/2009
7. Chambers or Office Address 645 Massachusetts Suite 400 Lawrence, Kansas 66044	8. On the basis of the information contained in this Report and any modifications pertaining thereto, it is, in my opinion, in compliance with applicable laws and regulations. Reviewing Officer _____ Date _____	
IMPORTANT NOTES: The instructions accompanying this form must be followed. Complete all parts, checking the <i>NONE</i> box for each part where you have no reportable information. Sign on last page.		

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. _____	_____
2. _____	_____
3. _____	_____
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. '84-present	Kansas Public Employees Retirement System (KPRS) - Judges' Retirement Program - vested
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. 2009	KS Public Employees Retirement System - Judge's Retirement Program	\$37,646.00
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. 2009	KU Law School - Director, Legal Aid Clinic-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. Women Attorneys Association of Topeka	October 22, 2009	Topeka, Kansas	25th Association Anniversary	Meal
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. _____	_____	_____
2. _____	_____	_____
3. _____	_____	_____
4. _____	_____	_____
5. _____	_____	_____

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Name of Person Reporting
Briscoe, Mary B.

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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. Capitol Federal - savings	D	Interest	N	T					
2. Capitol Federal - checking	A	Interest	J	T					
3. Capitol Federal - CDs	D	Interest	M	T					
4. Fidelity Annuity (formerly Vanguard Variable Annuity)		None	K	T					
5. ING-CAB-Ks Bd RegentsRet.(def.comp) (formerly Aetna)	A	Interest	M	T					
6. Municipal bond (Denham Spgs)	B	Interest	K	T					
7. Overland Park KS Impt. Bonds	B	Interest	K	T					
8. USAA-Subscr. svgs.	A	Dividend	J	T					
9. H. Davidson - stock	A	Dividend	J	T					
10. Metro West Total Retn. (form. AIM Lifetime Plus II Annuity)	A	Dividend			Sold	04/17/09	K	A	
11. I Shares TR S&P stock	A	Dividend	J	T					
12. Vanguard Intermediate Term - Mun. Bond Fd	B	Dividend	L	T	Sold (part)	05/05/09	K		
13.					Sold (part)	09/16/09	K		< Loss \$2,000
14. Johnson Co. USD 231	A	Interest	K	T					
15. Shawnee Co. KS Bond	B	Interest	K	T					
16. Johnson Co. KS School Bond (also USD 231)	A	Interest	K	T					
17. Wichita KS Sales Tax Rev. Bond	B	Interest			Redeemed	05/15/09	K	A	

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 = \$250,000.001 - \$500,000.000
Q = Appraisal
L = 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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Name of Person Reporting
Briscoe, Mary B.

Date of Report
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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)
18	Fidelity Intern. Muni. Inc.	A	Dividend			Sold (part)	04/28/09	K		
19.						Sold	05/20/09	K	B	
20.	Centerpoint Energy	A	Dividend	J	T					
21.	Fidelity Contra Fund	A	Dividend	L	T					
22.	I Shares S&P Midcap 400 Growth Index	A	Dividend			Sold	02/18/09	J	A	
23.	Fidelity Cash Reserves (Core Fund)	A	Interest	L	T					
24.	Mainstay ICA Select (Icap Select Equity)	A	Dividend			Sold	02/19/09	J		<Loss \$2,000
25.	Harbor International	A	Interest	K	T	Buy (add'l)	07/01/09	J		
26.	Metropolitan West	C	Interest			Sold	04/17/09	K	A	
27.	Bank New York Inc.	B	Interest	K	T					
28.	Bank New York MTN	B	Interest			Sold	01/15/09	K	A	
29.	Discover BK Greenwood DL	B	Interest	K	T					
30.	Dodge & Cox Stock (DODGX)	B	Dividend			Sold	01/23/09	K		
31.	Columbia Value and Restr. (formerly Excelsior)	A	Interest			Sold	01/21/09	J		
32.	Artio Intl. Equity (formerly Julius Baer)	A	Dividend			Sold	07/01/09	J	A	
33.	Rainier Mid Cap	A	Interest			Sold	02/12/09	J		<Loss \$1,000
34.	Harbor Bond	C	Dividend			Sold (part)	09/11/09	K	A	

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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	(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)
35.					Sold	09/16/09	K	B	
36. Fidelity Tax Exempt	A	Dividend	L	T	Sold (part)	01/22/09	M		
37.					Buy (add'l)	04/29/09	N		
38. Vanguard GNMA	B	Dividend	K	T					
39. Templeton Global Bond	C	Dividend	L	T					
40. Fairholme Fund	A	Dividend	K	T	Buy	09/11/09	J		
41. Hartford Capital	A	Dividend			Sold	02/12/09	K		
42. Royce Premier Fund	A	Dividend	K	T	Buy	01/16/09	J		
43.					Buy (add'l)	02/09/09	J		
44. Rydex Mgd. Futures Strat	B	Dividend			Buy	01/21/09	J		
45.					Buy (add'l)	02/06/09	J		
46.					Sold	12/30/09	K		< Loss \$900.00
47. Power Shares DB Commodity Ind.	C	Dividend	K	T	Buy	02/09/09	K		
48. Fidelity Focused High Inc	B	Interest	L	T	Buy	03/24/09	K		
49.					Buy (add'l)	05/01/09	K		
50. SPDR Gold Tr. Gold	A	Dividend	K	T	Buy	04/06/09	K		
51. Fidelity New Markets, Inc.	B	Dividend			Buy	04/17/09	K		

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

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
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52.					Sold	12/30/09	K	B	
53. Lizard Emerging Mkt.	A	Dividend	K	T	Buy	04/22/09	K		
54.					Buy (add'l)	04/27/09	K		
55.					Sold (part)	08/10/09	K		
56. Fpra Lizard Ret. Emg. Mkt.	B	Dividend	K	T	Buy	04/28/09	K		
57. Fidelity GNMA Bond	A	Dividend	J	T	Buy	05/20/09	J		
58. T.Rowe Pr Sci Tech	B	Dividend		T	Buy	05/27/09	K		
59.					Sold	09/01/09	K	C	
60. Vanguard Sm Cap Growth ETF	A	Dividend		T	Buy	05/27/09	K		
61.					Sold	12/01/09	K	C	
62. Fidelity Vip Disciplined Sm Cap	B	Dividend	K	T	Buy	06/10/09	K		
63. Market Vectors Gold Miners	A	Dividend		T	Buy	07/23/09	K		
64.					Sold	10/02/09	K	B	
65. Overland Park, KS Go Intl Bnds	B	Interest	K	T					
66. Lenexa, KS Go Ref Bnds		None	K	T	Buy	08/06/09	K		
67. Arbitrage Fund	A	Dividend	L	T	Buy	08/10/09	K		
68.					Buy (add'l)	09/10/09	K		

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)
2. Value Codes: F = \$50,001 - \$100,000; G = \$100,001 - \$1,000,000; H1 = \$1,000,001 - \$5,000,000; H2 = More than \$5,000,000
(See Columns C1 and D3) J = \$15,000 or less; K = \$15,001 - \$50,000; L = \$50,001 - \$100,000; M = \$100,001 - \$250,000; 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

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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 3 (A-H)	(5) Identity of buyer/seller (if private transaction)
69. SPDR S&P Oil & Gas	A	Dividend	K	T	Buy	10/20/09	K		
70. Artio Global High	A	Dividend	K	T	Buy	01/23/09	K		

1 Income Gain Codes

(See Columns B1 and D4)

A = \$1,000 or less

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P3 = \$25,000,001 - \$50,000,000

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S = Assessment

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M = \$100,001 - \$250,000

P2 = \$5,000,001 - \$25,000,000

T = Cash Market

E = \$15,001 - \$50,000

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

Part VII - Line 64 - This item was omitted from last report. The Bond was purchased in previous year.

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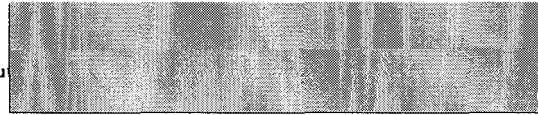
08/16/2010

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



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. app. § 104)

FILING INSTRUCTIONS

Mail signed original and 3 additional copies to:

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