

**FINANCIAL DISCLOSURE REPORT**  
FOR CALENDAR YEAR 2003

1. Person Reporting (Last name, first, middle initial)  KEARSE, AMALYA L.	2. Court or Organization  COURT OF APPEALS, 2D CIRCUIT	3. Date of Report  04/26/04
4. Title (Article III judges indicate active or senior status; Magistrate judges indicate full- or part-time)  U.S. CIRCUIT JUDGE	5. Report Type (check appropriate type) ___ Nomination, Date ___/___/___ ___ Initial <input checked="" type="checkbox"/> Annual ___ Final	6. Reporting Period  01/01/03 - 12/31/03
7. Chambers or Office Address  U.S. COURTHOUSE FOLEY SQUARE NEW YORK, NEW YORK 10007	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 NONE box for each section where you have no reportable information. Sign on last page.

**I. POSITIONS.** (Reporting individual only; see pp. 9-13 of Instructions.)

POSITION

NAME OF ORGANIZATION/ENTITY

NONE (No reportable positions)

Trustee, Director \_\_\_\_\_ Robert F. Kearse Memorial Scholarship Fund

**II. AGREEMENTS.** (Reporting individual only; see pp. 14-17 of Instructions.)

DATE

PARTIES AND TERMS

NONE (No reportable agreements)

'69, \_\_\_\_\_ Huches Hubbard & Reed - Amalya L. Kearse: Return of July 1979 Re

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**III. NON-INVESTMENT INCOME.** (Reporting individual and spouse; see pp. 18-25 of Instructions.)

DATE

SOURCE AND TYPE

GROSS INCOME  
(yours, not spouse's)

NONE (No reportable non-investment income)

1	2 & 8	Devyn Press Royalties	\$ 281.00
2			\$ _____
3			\$ _____
4			\$ _____
5			\$ _____

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Name of Person Reporting <b>KEARSE, AMALYA L.</b>	Date of Report <b>04/26/04</b>
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**V. REIMBURSEMENTS and GIFTS** -- transportation, lodging, food, entertainment.  
 (Includes those to spouse and dependent children; use the parentheticals "(S)" and "(DC)" to indicate reportable reimbursements and gifts received by spouse and dependent children, respectively. See pp. 26-29 of Instructions.)

	<u>SOURCE</u>	<u>DESCRIPTION</u>
<input checked="" type="checkbox"/>	NONE (No such reportable reimbursements or gifts)	

**VI. OTHER GIFTS.** (Includes those to spouse and dependent children; use the parentheticals "(S)" and "(DC)" to indicate other gifts received by spouse and dependent children, respectively. See pp. 30-33 of Instructions.)

	<u>SOURCE</u>	<u>DESCRIPTION</u>	<u>VALUE</u>
<input checked="" type="checkbox"/>	NONE (No such reportable gifts)		
			\$
			\$
			\$
			\$

**VII. LIABILITIES.** (Includes those of spouse and dependent children; indicate where applicable, person responsible for liability by using the parenthetical "(S)" for separate liability of the spouse, "(J)" for joint liability of reporting individual and spouse, and "(DC)" for liability of a dependent child. See pp. 34-36 of Instructions.)

	<u>CREDITOR</u>	<u>DESCRIPTION</u>	<u>VALUE CODE*</u>
<input checked="" type="checkbox"/>	NONE (No reportable liabilities)		

\*Value Codes: 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=\$50,000,001 or more

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Name of Person Reporting <b>KEARSE, AMALYA L.</b>	Date of Report <b>04/26/04</b>
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**II. Page I INVESTMENTS and TRUSTS -- income, value, transactions (Includes those of spouse and dependent children. See pp. 37-54 of Instructions.)**

A Description of Assets (including trust assets)  Indicate where applicable, owner of the asset by using the parenthetical "(J)" for joint ownership of reporting individual and spouse, "(S)" for separate ownership by spouse, "(DC)" for ownership by dependent child.  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)	(2)	(1)	(2)	(1)	If not exempt from disclosure			
	Amt. Code (A-F)	Type (e.g., div., int.)	Value Code (J-F)	Value Method Code (J-F)	Type (e.g., Buy, Sell, merger, redemption)	(2) Date Month/Day	(3) Value Code (J-F)	(4) Gain Code (A-H)	(5) Identity of buyer/seller (if private transaction)
<input type="checkbox"/> <b>NONE</b> (No reportable income, assets, or transactions)									
1 Clinton Assoc. Ptnp	A	Interest	J	N					
2 Int'l Constructors Ptnp	A	Interest	J	W					
3 T Rowe Price Eq Inc Mutual Fund	A	Dividend	J	T					
4 Urban Improvement 1975 Ptnp	A	Interest	J	W					
5 Janus Twenty Mutual Fund	A	Dividend	J	T	SoldPt	10/20	J		
6 IRA Janus Fund		None	L	T	Bot	1/3	J		
7 Janus Fund		None	L	T					
8 Janus Money Market Fund	A	Dividend	J	T					
9 T Rowe Price Money Market Fund	A	Dividend	J	T					
10 Janus Mercury Fund		None			SoldAll	9/24	L		
11 PRHG Growth Fund		None			SoldAll	10/20	J		
12 Cable & Wireless PLC	A	Dividend			SoldAll	9/11	J		
13 Ericsson Telephone		None	J	T			J		
14 T Rowe Price MidCap Growth Fund		None	K	T					
15 Citibank Money Market	A	Interest	J	T					
16 T Rowe Price Blue Chip Fund		None			SoldAll	9/24	K		
17 Scientific Atlanta Co.	A	Dividend	L	T					
18 Legg Mason Value Fund		None	K	T					

1 Inc/Gain Cds: 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; F=\$50,001-\$100,000; G=\$100,001-\$1,000,000; H=\$1,000,001-\$5,000,000; I=\$5,000,001-\$25,000,000; J=\$25,000,001 or more

2 Val Cds: 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; P=\$1,000,001-\$5,000,000; Q=\$5,000,001-\$25,000,000; R=\$25,000,001-\$50,000,000; S=\$50,000,001 or more

3 Val. Mth Cds: Q=Appraisal; R=Book Value; S=Cost (real estate only); T=Other; U=Assessment; V=Estimated; W=Cash/Market

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VII. Page 2 INVESTMENTS and TRUSTS -- income, value, transactions (Includes those of spouse and dependent children. See pp. 37-54 of Instructions.)

A. Description of Assets (including trust assets)  Indicate where applicable, owner of the asset by using the parenthetical "(J)" for joint ownership of reporting individual and spouse; "(S)" for separate ownership by spouse; "(DC)" for ownership by dependent child.  Place "(K)" 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) Art. 1 Code (A-H)	(2) Type (e.g., div., rent or inc.)	(1) Value Code (J-P)	(2) Value Method Code (Q-W)	(1) Type (e.g., buy, sell, merger, redemption)	If not exempt from disclosure			
						(2) Date: Month/Day	(3) Value Code (Q-P)	(4) Gain Code (A-H)	(5) Identity of Buyer/Seller (if private transaction)
<b>NONE</b> (No reportable income, assets, or transactions)									
19 T Rowe Price Science & Tech Fund		None	J	T					
20 Janus Core Equity (E/k/a Janus Equity Income)		None			SoldAll	10/20	J		
21 LSI Logic		None	K	T					
22 Wasatch Core Growth	A	Dividend	K	T					
23 Global Crossing		None	J	T					
24 Rite Aid Corp.		None	J	T					
25 Bear Stearns Money Market Portfolio	A	Dividend	J	T					
26 Bally Total Fitness		None	J	T	Bot	6/10	J		
27 Bally Total Fitness		None	J	T	Bot	9/11	J		
28 Koninklijke Ahold		None	J	T	Bot	7/17	J		
29 Koninklijke Ahold	A	Distribu			Sold	12/23	J	A	
30 IndyMac Bancorp		None	K	T	Bot	11/12	K		
31 IndyMac Bancorp		None	J	T	Bot	12/10	J		
32 Selected American Shares	A	Dividend	K	T	Bot	9/30	K		
33 Selected Special Shares	A	Dividend	K	T	Bot	9/30	K		
34 Legg Mason Opportunity Fund	A	Dividend	K	T	Bot	9/30	K		
35									
36									
1. Inc/Gain Cds: A=\$1,000 or less (Col. E1, D4) F=\$50,001-\$100,000 B=\$1,001-\$2,500 C=\$2,501-\$5,000 D=\$5,001-\$15,000 E=\$15,001-\$50,000 G=\$100,001-\$1,000,000 H=\$1,000,001-\$5,000,000 I=\$5,000,001 or more 2. Val Cds: J=\$15,000 or less (Col. C1, D3) 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 P=\$1,000,001-\$5,000,000 Q=\$5,000,001 or more R=\$50,000,001 or more 3. Val Meth Cds: Q=Appraisal (Col. C1) R=Cost (real estate only) W=Owner S=Assessment T=Cost/Market U=Estimated									

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## VIII. ADDITIONAL INFORMATION or EXPLANATIONS. (Indicate part of Report.)

All investments shown in previous report as having no value at end of reporting period were sold, dissolved, or otherwise disposed of during that period and have been deleted from form.

Weston residence did not produce, and is no longer held for production of, income and thus is no longer listed as an asset.

Coninklijke Ahold entry shown as "Distribution" represents issuance of "warrants," which were sold, as indicated. No purchased shares were sold or otherwise disposed of.

Some shares of Ericsson Telephone Co. were donated to charity.

Some shares of Rite Aid Corp. were donated to charities.

Multiple entries for the same security, required in prior report because purchased on different dates, have been consolidated.

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K. 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 

Date 4/26/04

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.)

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