

**FINANCIAL DISCLOSURE REPORT  
FOR CALENDAR YEAR 2009**

Report Required by the Ethics  
in Government Act of 1978  
(5 U.S.C. app. §§ 101-111)

<b>1. Person Reporting</b> (last name, first, middle initial)  Whittemore, James D.	<b>2. Court or Organization</b>  USDC - MDFL - Tampa	<b>3. Date of Report</b>  05/13/2010
<b>4. Title</b> (Article III judges indicate active or senior status, magistrate judges indicate full- or part-time)  U.S. District Judge (Active)	<b>5a. Report Type</b> (check appropriate type) <input type="checkbox"/> Nomination,      Date <input type="checkbox"/> Initial <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final <b>5b.</b> <input type="checkbox"/> Amended Report	<b>6. Reporting Period</b>  01/01/2009 to 12/31/2009
<b>7. Chambers or Office Address</b>  801 N Florida Ave Suite 13B Tampa, Florida 33602	<b>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.</b>  Reviewing Officer _____ Date _____	
<b>IMPORTANT NOTES:</b> The instructions accompanying this form must be followed. Complete all parts, checking the NONE 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	Co-Trustee	Trust #1
2		
3		
4		
5		

2009 MAY 17 PM 1:23  
 FEDERAL COURTS  
 TAMPA, FLORIDA

**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.)

	<u>DATE</u>	<u>SOURCE AND TYPE</u>	<u>INCOME</u> (yours, not spouse's)
1	2009	State of Florida - Retirement	\$17,764 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	
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					

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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	Equitable Life	Loan against cash value of life insurance policy	K
2	American Express (Optima)	Credit Card	K
3	Chase	Credit Card	J
4			
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)	(2)	(1)	(2)	(1)	(2)	(3)	(4)	(5)
	Amount Code 1 (A-H)	Type (e.g., div, rent, or int.)	Value Code 2 (J-P)	Value Method Code 3 (Q-W)	Type (e.g., buy, sell, redemption)	Date mm/dd/yy	Value Code 2 (J-P)	Gain Code 1 (A-H)	Identity of buyer/seller (if private transaction)
1. Amgen, Inc Common Stock (IRA)		None	K	T					
2. Cisco Systems, Inc Common Stock (IRA)		None	J	T					
3. Cisco Systems, Inc Common Stock (IRA)		None	J	T					
4. Time Warner, Inc. Common Stock (IRA)	A	Dividend	J	I					
5. Bank Sweep Deposit (Mny Mkt)(Wachovia Sec)	A	Interest	J	T					
6. Nektar Therapeutics Common Stock (IRA)		None	J	T					
7. Microsoft Corp Common Stock (IRA)	A	Dividend	J	T					
8. Intel Corp Common Stock (IRA)	A	Dividend	J	T					
9. AmerisourceBergen (Common Stock)	A	Dividend	J	T					
10. Bank Sweep Deposit (Mny Mkt)(Wachovia Sec)	A	Interest	J	T					
11. CIGNA Corporation 401K		None	M	T					
12. CIGNA Corporation Pension Plan	C	Interest	L	T					
13. Trust # 1	D	Rent	M	V					
14. --Condo #1 (Hillsborough County, Florida)									
15. --Condo #2 (Hillsborough County, Florida)									
16. 401K - 401K Plan	A	Int /Div	K	I					
17. Wachovia Bank Accts	A	Interest	J	T					

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  
 Q = \$500,001 - \$1,000,000  
 R = Cost (For 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

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

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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)	(2)	(1)	(2)	(1)	(2)	(3)	(4)	(5)	
	Amount Code 1 (A-H)	Type (e.g., div, rent, or int)	Value Code 2 (J-P)	Value Method Code 3 (Q-W)	Type (e.g., buy, sell, redemption)	Date mm/dd/yy	Value Code 2 (J-P)	Gain Code 1 (A-H)	Identity of buyer/seller (if private transaction)	
18 Bay Gulf Credit Union Accts.	A	Interest	J	T						
19 (X) Bank of America Acct		None	L	T						
20 Trust #2	E	Rent			Distributed	12/04/09	0			
21 --Wachovia Bank Acct (Y)										
22. --Rental Property #1 (Bay County, Florida)(Y)										

- |   |  |  |  |  |                         |
|---|--|--|--|--|-------------------------|
| 1. Income/Gain Codes<br>(See Columns B1 and D4) | A = \$1,000 or less<br>F = \$50,001 - \$100,000<br>J = \$15,000 or less<br>N = \$250,001 - \$500,000<br>P1 = \$25,000,001 - \$50,000,000 | B = \$1,001 - \$2,500<br>G = \$100,001 - \$1,000,000<br>K = \$15,001 - \$50,000<br>O = \$500,001 - \$1,000,000 | C = \$2,501 - \$5,000<br>H1 = \$1,000,001 - \$5,000,000<br>L = \$50,001 - \$100,000<br>P1 = \$1,000,001 - \$5,000,000<br>P4 = More than \$50,000,000 | D = \$5,001 - \$15,000<br>H2 = More than \$5,000,000<br>M = \$100,001 - \$250,000<br>P2 = \$5,000,001 - \$25,000,000 | E = \$15,001 - \$50,000 |
| 2. Value Codes<br>(See Columns C1 and D3)       | Q = Appraisal<br>U = Book Value  | R = Cost (Real Estate Only)<br>V = Other   | S = Assessment<br>W = Estimated  | T = Cash/Market  |                         |
| 3. Value Method Codes<br>(See Column C2)        |  |  |  |  |                         |

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

- 1 Part VII - Investments and Trusts - Line 13; Trust #1 - Value based on County Property Appraiser 2009 Assessment and comparable sales of nearby properties
- 2 Part VII - Investments and Trusts - Line 20; Trust #2 - Trust #2 was dissolved and all assets distributed/closed in December 2009

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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

**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