

UNITED STATES COURT OF APPEALS  
SECOND CIRCUIT

CHAMBERS OF  
JAMES L. OAKES  
SENIOR CIRCUIT JUDGE

TELEPHONE 802-254-5000  
FACSIMILE 802-257-1822

July 21, 2004

Honorable Mary M. Lisi  
Chair, Committee on Financial Disclosure  
Judicial Conference of the United States  
One Columbus Circle, N.E.  
Washington, DC 20544

Re: 2003 Financial Disclosure

Dear Judge Lisi:

I have received your letter of July 6 regarding my 2003  
Financial Disclosure Report.

On page 2, your paragraph 1) does not require a response, as  
you have indicated that it was already set forth in my letter of  
amendment dated July 21, 2003.

Paragraph 2) mentions that I did enter in Column D(3) the  
value of the asset at time of disposition - in reference to page  
1 of Section VII, line 6, I entered K, and in reference to page  
2, line 22, I entered L.

In reference to your paragraph 3), since no income was  
received I should have left blank the spaces in Column B(1) for  
the various assets listed.

In reference to your paragraph 4), I should have listed  
"(X)" after "Millenium Cell" on line 17. Also, I request that  
line 18 be omitted completely because it was a typographical  
error that Millenium Cell was listed twice.

In reference to your paragraph 5), since I bought Coca-Cola,  
FedEx, Harley Davidson, Hormel and UPS all on November 17, 2003,  
I had no income from any of these and should have put "None" in  
Column B(2).

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Honorable Mary M. Lisi  
July 21, 2004  
Page Two

Paragraph 6) refers to the last five stocks mentioned, and the value "J" should be entered, and the method would be "F."

Finally, in reference to paragraph 7), I sold the Baltimore house which had the BB&T Mortgage Escrow, and Comdisco went bankrupt, and neither had income or value so I should have provided this information in Paragraph VIII.

I certainly don't envy you your job, and I very much appreciate your calling these matters to my attention. If you require any other information, please let me know.

Sincerely,



James L. Oakes

mfr

# FINANCIAL DISCLOSURE REPORT

## FOR CALENDAR YEAR 2003

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) Oakes, James L.	2. Court or Organization U.S. Court of Appeals, Second Circuit	3. Date of Report May 4, 2004
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. Senior Circuit Judge	5. Report Type (check appropriate type) ___ Nomination, Date _____ ___ Initial <input checked="" type="checkbox"/> Annual ___ Final	6. Reporting Period Calendar year 2003
7. Chambers or Office Address [REDACTED]	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 part 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.)

- |                                       |   |
|---------------------------------------|---|
| 1 Member, Emeritus, Board of Trustees | Vermont Law School                              |
| 2 Member, Board of Trustees           | William Nelson Cromwell Foundation              |
| 3 Member, Board of Directors          | The Edgartown Reading Room, Inc., Edgartown, MA |

### II. AGREEMENTS. (Reporting individual only; see pp. 14-16 of Instructions.)

DATE

PARTIES AND TERMS

NONE (No reportable agreements.)

- |   |  |
|---|--|
| 1 |  |
| 2 |  |

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### III. NON-INVESTMENT INCOME. (Reporting individual and spouse; see pp. 17-24 of Instructions.)

DATE

SOURCE AND TYPE

GROSS INCOME

#### A. Filer's Non-Investment Income

NONE (No reportable non-investment income.)

- |   |  |    |
|---|--|----|
| 1 |  | \$ |
| 2 |  | \$ |
| 3 |  | \$ |

#### B. Spouse's Non-Investment Income - If you were married during any portion of the reporting year, please complete this section. (dollar amount not required except for honoraria)

NONE (No reportable non-investment income.)

- |   |                      |
|---|----------------------|
| 1 | Fairfield University |
| 2 | Other                |

**FINANCIAL DISCLOSURE REPORT**

Name of Person Reporting  
Oakes, James L.

Date of Report  
May 4, 2004

**IV. REIMBURSEMENTS** -- transportation, lodging, food, entertainment.  
(Includes those to spouse and dependent children. See pp. 25-27 of Instructions.)

	<u>SOURCE</u>	<u>DESCRIPTION</u>
<input checked="" type="checkbox"/>	NONE (No such reportable reimbursements.)	
1		
2		
3		
4		
5		
6		
7		

**V. GIFTS.** (Includes those to spouse and dependent children. See pp. 28-31 of Instructions.)

	<u>SOURCE</u>	<u>DESCRIPTION</u>	<u>VALUE</u>
<input checked="" type="checkbox"/>	NONE (No such reportable gifts.)		
1			\$
2			\$
3			\$
4			\$

**VI. LIABILITIES.** (Includes those of spouse and dependent children. See pp. 32-33 of Instructions.)

	<u>CREDITOR</u>	<u>DESCRIPTION</u>	<u>VALUE CODE*</u>
<input type="checkbox"/>	NONE (No reportable liabilities.)		
1	[REDACTED]	[REDACTED]	[REDACTED]
2	[REDACTED]	[REDACTED]	[REDACTED]
3	[REDACTED]	[REDACTED]	[REDACTED]
4			
5			

\*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

**FINANCIAL DISCLOSURE REPORT**

Name of Person Reporting <b>Oakes, James L.</b>	Date of Report <b>May 4, 2004</b>
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**VI. Page 1 INVESTMENTS and TRUSTS -- income, value, transactions** (Includes those of spouse and dependent children. See pp. 34-57 of Instructions.)

A. Description of Assets (including trust assets)  <i>Place "(X)" after each asset exempt from prior disclosure.</i>	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
	(1)	(2)	(1)	(2)	If not exempt from disclosure				
	Amt. Code1 (A-H)	Type (e.g. div., rent or int.)	Value Code2 (J-P)	Value Method Code3 (Q-W)	(1) Type (e.g. buy, sell, merger, redemption)	(2) Date: Month-Day	(3) Value Code2 (J-P)	(4) Gain Code1 (A-H)	(5) Identity of buyer/seller (if private transaction)
<input type="checkbox"/> NONE (No reportable income,									
1 Guilford, VT, real estate	A	Lumber	L	W					
2 [REDACTED] real estate	D	Rent	O	S					
3 [REDACTED] apt.	B	Rent	N	W					
4 MA. Cap. Dev. Fund - IRA	C	C.G.	K	T					
5 Cent. Money Mkt. Fund	A	Int.	J	T					
6 MPS Hi Inc Fund	B	Int.	K	T	Sell	11/03/03	K	Loss	
7 Banknorth	A	Int.	J	T					
8 Dukes County Savings	A	Int.	J	T					
9 Ballard Power	A	None	J	T					
10 Berkshire Hathaway	A	None	J	T					
11 Berkshire Hathaway B					Buy	6/5/03	J		
12 Put DJX Dec. 70	--	None	--	--					
13 Chittenden Cap. Trust	A	Int.	J	T					
14 Corning	--	None	--	--	Sell	11/17/03	J	B	
15 Dominion Resources	A	None	J	T					
16 Idacorp Inc.	A	None	J	T					
17 Millennium Cell	A	None	J	T					

1 Income/Gain Codes: (See Col. B1, 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 H=\$1,000,001-\$5,000,000	D=\$5,001-\$15,000 I2=More than \$5,000,000	E=\$15,001-\$50,000
2 Value Codes: (See Col. C1, D3)	I=\$15,000 or less N=\$250,001-\$500,000 P5=\$25,000,001-\$50,000,000	J=\$15,001-\$30,000 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 Justice Codes: (See Col. C2)	Q=Appraisal U=Book value	R=Cost (real estate only) V=Other	S=Assessment W=Estimated	T=Cash/Market	

**FINANCIAL DISCLOSURE REPORT**

Name of Person Reporting

Date of Report

May 4, 2004

**VII. Page 2 INVESTMENTS and TRUSTS -- income, value, transactions** (includes those of spouse and dependent children. See pp. 34-57 of Instructions.)

A. Description of Assets (including trust assets)	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
	(1) Amt. Code1 (A-H)	(2) Type (e.g., div., rent or int.)	(1) Value Code2 (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 Code2 (J-P)	(4) Gain Code1 (A-H)	(5) Identity of buyer/seller (if private transaction)
<input type="checkbox"/> NONE (No reportable income, assets, or transactions)									
18 Millenium Cell	A	None	J	T					
19 Vanessa Ventures	A	None	J	T					
20 Country Club Debenture	A	Int.	J	T					
21 Bank Boston	A	Div.	J	W					
22 Baltimore, MD, house	--	None	L	R	Sell	5/28/03	L	No gain	
23 SJG Cap Tr	A	Div.	J	T					
24 VT 4.7% Coll. Bond	A	Int.	J	T					
25 Coca-Cola					Buy	11/17/03	J		
26 Fedex					Buy	11/17/03	J		
27 Harley Davidson					Buy	11/17/03	J		
28 Hormel					Buy	11/17/03	J		
29 UPS					But	11/17/03	J		
30 A.G. Edwards	B	Int.&Div.	L	T					
31									
32									
33									
34									

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; F=\$50,001-\$100,000; G=\$100,001-\$1,000,000; H1=\$1,000,001-\$5,000,000; H2=More than \$5,000,000

2 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=More than \$50,000,000

3 Value Method Codes: Q=Appraisal; R=Cost (real estate only); S=Assessment; T=Cash/Market; U=Book value; V=Other; W=Estimated

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

Date May 10, 2004

NOTE: AN 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