

FINANCIAL DISCLOSURE REPORT

Calendar Year 2003

Report required by the Ethics in Government Act of 1978, as amended (5 U.S.C. App. 4, Sec. 101-112)

| | | |
|--|---|--|
| 1. Person Reporting (Last name, first, middle initial) Bybee, Jay S. | 2. Court or Organization U.S. Court of Appeals, Ninth C | 3. Date of Report 05/06/2004 |
| 4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Circuit Judge (active) | 5. Report Type (check type) Nomination, Date 01/07/2003 Initial: <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final | 6. Reporting Period 01/01/2003 to 12/31/2003 |
| 7. Chambers or Office Address Lloyd George U.S. Courthouse 333 Las Vegas Blvd, South Las Vegas, NV 89101 | 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 the last page.

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

| POSITION | NAME OF ORGANIZATION / ENTITY |
|--|---|
| <input type="checkbox"/> NONE (No reportable positions.) | |
| 1 Professor of Law | William S. Boyd Law School, University of Nevada, Las Vegas |
| 2 | |
| 3 | |

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FINANCIAL DISCLOSURE OFFICE

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

| DATE | PARTIES AND TERMS |
|---|--|
| <input type="checkbox"/> NONE (No reportable agreements.) | |
| 1 2001 | Leave of absence from University of Nevada, Las Vegas |
| 2 1999 | Contract with Greenwood Press as co-author for book on U.S. Constitution |
| 3 1991 | TIAA-CREF, academic retirement program |

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

| DATE | SOURCE AND TYPE | GROSS INCOME (yours, not spouse's) |
|--|--------------------------|------------------------------------|
| <input type="checkbox"/> NONE (No reportable non-investment income.) | | |
| 1 2003 | Arlington County Schools | |
| 2 | | |
| 3 | | |
| 4 | | |

V. REIMBURSEMENTS - transportation, lodging, food, entertainment.
(Includes those to spouse and dependent children. See pp. 25-28 of Instructions.)

| | SOURCE | DESCRIPTION |
|---|---|---|
| | <input type="checkbox"/> NONE (No such reportable reimbursements.) | |
| 1 | Brigham Young University Law School | Sept. 4-5 - Salt Lake City, UT, Founder's Day Dinner/Honored Alumni (transportation, housing, food) |
| 2 | Brigham Young University Law School | October 9-11 - Provo, UT, Honored Alumni Event and speech (transportation, housing, food) |
| 4 | | |
| 5 | | |
| 6 | | |

V. GIFTS
(Includes those to spouse and dependent children. See pp. 29-32 of Instructions.)

| | SOURCE | DESCRIPTION | VALUE |
|---|--|-------------|-------|
| | <input type="checkbox"/> NONE (No such reportable gifts.) | | |
| 1 | None | | |
| 2 | | | |
| 3 | | | |

VI. LIABILITIES
(Includes those of spouse and dependent children. See pp 33-35 of Instructions.)

| | CREDITOR | DESCRIPTION | VALUE CODE* |
|---|---|-------------------------------------|-------------|
| | <input type="checkbox"/> NONE (No reportable liabilities.) | | |
| 1 | Bank of America | Mortgage on rental in Henderson, NV | M |
| 2 | Washington Mutual | Mortgage on rental in Henderson, NV | M |
| 3 | | | |
| 4 | | | |
| 5 | | | |
| 6 | | | |

* VAL CODES: J=\$15,000 or less K=\$15,001-\$50,000 L=\$50,001 to \$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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(Includes those of spouse and dependent children. See pp. 36-54 of Instructions.)

VII. Page 1 INVESTMENTS and TRUSTS -- income, value, transactions

| 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) Amount Code (A-H) | (2) Type (e.g., dividend, rent or interest) | (1) Value Code (J-P) | (2) Value Method Code (Q-W) | (1) Type (e.g., buy, sell, partial sale, merger, redemption) | If not exempt from disclosure | | | |
| | | | | | | (2) Date: Month-Day | (3) Value Code (J-P) | (4) Gain Code (A-H) | (5) Identity of buyer/seller (if private transaction) |
| <input type="checkbox"/> NONE (No reportable income, assets, or transactions.) | | | | | | | | | |
| 1 Rental property, Henderson, NV (1998 \$252,000) | A | Rent | N | S | | | | | |
| 2 Bank of America | A | Interest | J | T | | | | | |
| 3 Walt Disney Common Stock | A | Dividend | J | T | Sell | 9/26 | J | A | |
| 4 GE Common Stock | A | Dividend | J | T | Sell | 9/26 | J | A | |
| 5 Intel Common Stock | A | Dividend | J | T | Sell | 9/26 | J | A | |
| 6 Southern California Edison Common Stock | A | Dividend | J | T | | | | | |
| 7 Fidelity Destiny IRA | A | Dividend | K | T | | | | | |
| 8 Washington Mutual IRA | A | Dividend | J | T | | | | | |
| 9 Acacia Life Insurance | A | Interest | J | T | | | | | |
| 10 American General Insurance | A | Interest | J | T | | | | | |
| 11 TIAA-CREF (retirement) | B | Interest | L | T | | | | | |
| 12 VALIC (retirement) | B | Interest | L | T | | | | | |
| 13 Fixed Account Plus | | | | | | | | | |
| 14 Vanguard Lt Treasury | | | | | | | | | |
| 15 Vanguard Wellington | | | | | | | | | |
| 16 Core Equity | | | | | | | | | |
| 17 Putnam New Opportunity | | | | | | | | | |

1 Inc/Gain Codes: A=\$1,000 or less (Col. B1, D4) 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=\$5,000,001 or more E=\$15,001-\$50,000

2 Val Codes: 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 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

3 Val Meth Codes: Q=Appraisal (Col. C2) U=Book Value R=Cost (real estate only) V=Other S=Assessment W=Estimated T=Cash/Market

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VII. Page 2 INVESTMENTS and TRUSTS -- income, value, transactions

| 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) Amount Code (A-H) | (2) Type (e.g., dividend, rent or interest) | (1) Value Code (J-P) | (2) Value Method Code (Q-W) | (1) Type (e.g., buy, sell, partial sale, merger, redemption) | If not exempt from disclosure | | | |
| | | | | | | (2) Date: Month-Day | (3) Value Code (J-P) | (4) Gain Code (A-H) | (5) Identity of buyer/seller (if private transaction) |
| NONE (No reportable income, assets, or transactions.) | | | | | | | | | |
| 18 Stock Index | | | | | | | | | |
| 19 Vanguard Windsor II | | | | | | | | | |
| 20 Templeton Foreign | | | | | | | | | |
| 21 Conseco Annuity | A | Interest | K | T | | | | | |
| 22 Buena Lanes (passive partnership) | A | Distribution | J | W | | | | | |
| 23 Virginia Educational Savings Trust | A | Interest | J | T | Purchase | 12/03 | J | | |
| 24 Albertson's Common Stock | A | Dividend | J | T | Sell | 11/25 | J | A | |
| 25 | | | | | | | | | |
| 26 | | | | | | | | | |
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| 34 | | | | | | | | | |

1 Ino/Gain Codes: A=\$1,000 or less (Col. B1, D4) 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 E=\$15,001-\$50,000 H2=\$5,000,001 or more

2 Val 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 (Col. C1, D3) 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

3 Val Mth Codes: Q=Appraisal R=Cost (real estate only) S=Assessment T=Cash/Market (Col. C2) U=Book Value V=Other W=Estimated

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III. ADDITIONAL INFORMATION OR EXPLANATIONS.

(Indicate part of report.)

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SECTION HEADING. (Indicate part of report.)

Information continued from Parts I through VI, inclusive.

PART 2. AGREEMENTS (cont'd.)

Line Date Parties and Terms

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| | | |
|---|------|------------------------------------|
| 4 | 1999 | VALIC, academic retirement program |
|---|------|------------------------------------|

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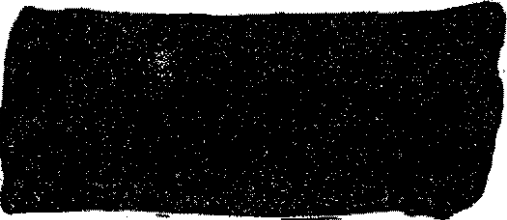
05/06/2004

K. CERTIFICATION

I certify that all the 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. 4, section 501 et. seq., 5 U.S.C. 7353 and Judicial Conference regulations.

Signature



Date

May 6, 2004

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. 4, Section 104).

FILING INSTRUCTIONS

Mail original and three additional copies to:

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