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FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2008

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** 08/13/2009
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Circuit Judge - Active	**5a. Report Type** (check appropriate type) ☐ Nomination, Date ☐ Initial ☑ Annual ☐ Final **5b.** ☐ Amended Report	**6. Reporting Period** 01/01/2008 to 12/31/2008
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 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.)*

	POSITION	NAME OF ORGANIZATION/ENTITY
1.		
2.		
3.		
4.		
5.		

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II. AGREEMENTS. *(Reporting individual only; see pp. 14-16 of filing instructions.)*

☐ NONE *(No reportable agreements.)*

	DATE	PARTIES AND TERMS
1.	'84-presnt	Kansas Public Employees Retirement System (KPERS) - Judges' Retirement Progarm - vested
2.		
3.		

Name of Person Reporting	Date of Report
Briscoe, Mary B.	08/13/2009

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.)*

DATE	SOURCE AND TYPE	INCOME (yours, not spouse's)
1. 2008	KS Public Employees Retirement System - Judge's Retirement Program	$35,510.00
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.)*

DATE	SOURCE AND TYPE
1. 2008	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.)*

SOURCE	DATES	LOCATION	PURPOSE	ITEMS PAID OR PROVIDED
1. U. of Texas Law School	04/10/08-04/12/08	Austin, TX	Clerkship Seminar	Transportation, meals, lodging
2.				
3.				
4.				
5.				

Name of Person Reporting	Date of Report
Briscoe, Mary B.	08/13/2009

V. GIFTS. *(Includes those to spouse and dependent children; see pp. 28-31 of filing instructions.)*

☑ NONE *(No reportable gifts.)*

	SOURCE	DESCRIPTION	VALUE
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.)*

	CREDITOR	DESCRIPTION	VALUE CODE
1.			
2.			
3.			
4.			
5.			

Name of Person Reporting	Date of Report
Briscoe, Mary B.	08/13/2009

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 (1) Amount Code 1 (A-H)	B. (2) Type (e.g., div., rent, or int.)	C. Gross value at end of reporting period (1) Value Code 2 (J-P)	C. (2) Value Method Code 3 (Q-W)	D. Transactions during reporting period (1) Type (e.g., buy, sell, redemption)	D. (2) Date Month - Day	D. (3) Value Code 2 (J-P)	D. (4) Gain Code 1 (A-H)	D. (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 Variab le Annuity)		None	K	T					
5. ING-CAB-Ks Bd RegentsRet.(def.comp) (fo rmerly Aetna)	A	Interest	M	T					
6. Municipal bond (Denham Spgs)	B	Interest	K	T					
7. Overland Park KS Impt. Bonds	A	Interest	K	T					
8. USAA-Subscr. svgs.	A	Dividend	J	T					
9. H. Davidson - stock	B	Dividend	J	T					
10. Metro West Total Retn. (form. AIM Lifet ime Plus II Annuity	C	Dividend	K	T	Sold (part)	4/29	K	A	
11. I Shares TR S&P stock	A	Dividend	J	T					
12. Dodge & Cox International Stock Fund (D ODFX)	B	Dividend			Sold	4/18	K	C	
13. 3d Ave. International Fund	A	Dividend			Sold	8/27	K	B	
14. Vanguard Intermediate Term - Mun. Bond Fd	C	Dividend	L	T					
15. Johnson Co. USD 231	A	Interest	K	T					
16. Shawnee Co. KS Bond	B	Interest	K	T					
17. Johnson Co. KS School Bond (also USD 23 1)	B	Interest	K	T					

1. Income Gain Codes: (See Columns B1 and D4)	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 (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 (See Column C2)	Q =Appraisal	R =Cost (Real Estate Only)	S =Assessment	T =Cash Market	
	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 (1) Amount Code 1 (A-H)	B. (2) Type (e.g., div., rent, or int.)	C. Gross value at end of reporting period (1) Value Code 2 (J-P)	C. (2) Value Method Code 3 (Q-W)	D. Transactions during reporting period (1) Type (e.g., buy, sell, redemption)	D. (2) Date Month - Day	D. (3) Value Code 2 (J-P)	D. (4) Gain Code 1 (A-H)	D. (5) Identity of buyer/seller (if private transaction)
18. Wichita KS Sales Tax Rev. Bond	B	Interest	K	T					
19. Fidelity Interm. Muni, Inc.	A	Dividend	L	T	Buy	4/21	K		
20.					Buy (add'l)	12/4	L		
21. T. Rowe Price Health Sciences	C	Dividend			Sold	12/10	K		<Loss $7,960
22. Centerpoint Energy	A	Dividend	J	T					
23. Fidelity Contra Fund	A	Dividend	K	T					
24. Fidelity Spartan Muni Income (FHIGX)	B	Dividend			Sold	12/4	L		<Loss $7,200
25. I Shares S&P 500 Index		None			Buy	10/7	J		
26.					Sell	11/13	J		<Loss $1,300
27. I Shares S&P Midcap 400 Growth Index	A	Dividend	J	T	Sold (part)	10/22	J		<Loss $1,200
28. Fidelity Cash Reserves (Core Fund)	B	Interest	K	T					
29. Mainstay ICA Select (Icap Select Equity)	A	Dividend	K	T	Buy	4/22	J		
30. Vanguard Index Fds. Vanguard SmallCap	A	Interest			Sold	2/19	K		<Loss $1,250
31. Federal Home Ln Bks Cons. Bd.	A	Interest			Sold	2/8	K		
32. Harbor International	A	Interest	K	T					
33. Metropolitan West	C	Interest	K	T	Sold (part)	4/24	K	A	
34. Bank New York Inc.	B	Interest	K	T					

1. Income Gain Codes: (See Columns B1 and 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 H1 =$1,000,001 - $5,000,000	D =$5,001 - $15,000 H2 =More than $5,000,000	E =$15,001 - $50,000
2. Value Codes (See Columns C1 and D3)	J =$15,000 or less N =$250,001 - $500,000 P3 =$25,000,001 - $50,000,000	K =$15,001 - $50,000 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	
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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				
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35. Bank New York MTN	B	Interest	K	T					
36. Discover BK Greenwood DL	B	Interest	K	T					
37. Dodge & Cox Stock (D0DGX)	B	Dividend	K	T	Sold (part)	4/18	K	C	
38. Columbia Value and Restr. (formerly Excelsior)	A	Interest	J	T	Buy (add'l)	4/22	J		
39. Fed. Home Ln. Bks. Cons.	A	Interest			Sold	4/05	K		
40. Artio Intl. Equity (formerly Julius Baer)	A	Dividend	J	T					
41. Rainier Mid Cap	A	Interest	J	T					
42. T. Rowe Price Real Est. Fund	A	Dividend			Sold	10/7	J		<Loss $4,900
43. Vanguard Index Fds. Small Cap	A	Interest			Sold	2/19	J		<Loss $2,200
44. Western Asset Core Portfolio	B	Interest			Sold	4/18	L		<Loss $5,100
45. Loomis Sayles Bond Instl.	B	Dividend		T	Buy	3/11	K		
46.					Sold	9/30	K		<Loss $4,200
47. Harbor Bond	C	Dividend	L	T	Buy	4/19	K		
48.					Buy (add'l)	4/28	L		
49. Fidelity Tax Exempt	A	Dividend	K	T	Buy	4/20	L		
50.					Sold (part)	10/28	L		
51. Vanguard GHMA	A	Dividend	K	T	Buy	10/17	J		

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52.					Buy (add'l)	10/29	K		
53. Vanguard Infl-Protected Secs.	A	Dividend			Buy	4/21	K		
54.					Sold	10/17	J		<Loss $1,600
55. Alliance Bernstein Gl Bond	A	Dividend			Buy	4/18	K		
56.					Sold	10/2	K		<Loss $3,500
57. Templeton Global Bond	B	Dividend	K	T	Buy	10/2	J		
58.					Buy (add'l)	10/29	K		
59. Fairholme Fund	A	Dividend	K	T	Buy	6/18	K		
60. Hartford Capital	A	Dividend	K	T	Buy	4/18	K		

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

Name of Person Reporting	Date of Report
Briscoe, Mary B.	08/13/2009

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.

Signatu[redacted]

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