

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK  
UNITED STATES COURTHOUSE  
500 PEARL STREET  
NEW YORK, NEW YORK 10007-1312

CHAMBERS OF  
MICHAEL B. MUKASEY  
CHIEF JUDGE

PHONE  
(212) 805-0234

July 26, 2006

The Hon. Ortrise D. Smith, Chair  
Committee on Financial Disclosure  
One Columbus Circle, N.E.  
Washington, DC 20544

Calendar Year 2005 Filing

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FINANCIAL  
DISCLOSURE OFFICE

Dear Judge Smith:

I have your letter of July 20, 2006, referring to Part VII, page 1, line 5 of my 2004 Report, which lists income from a [REDACTED], and notes that there is no reference in my 2005 Report to the [REDACTED]. That omission was entirely inadvertent and apparently arose because the subject property was no longer generating income as of the date of the 2005 Report, although it did during calendar 2005.

Accordingly, to Part VII of the 2005 Report should be added an additional item, "[REDACTED] East Hampton, NY", with an income code of E, a value code of P1, and a value method of W.

I regret this omission.

[REDACTED]

**FINANCIAL DISCLOSURE REPORT  
FOR CALENDAR YEAR 2005**

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

<b>1. Person Reporting (last name, first, middle initial)</b>  Mukasey, Michael B	<b>2. Court or Organization</b>  U.S. District Court SDNY	<b>3. Date of Report</b>  05/09/2006
<b>4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time)</b>  U.S. District Judge - Active	<b>5a. Report Type (check appropriate type)</b> <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> 01/01/2005 to 12/31/2005
<b>7. Chambers or Office Address</b>  U.S. Courthouse 500 Pearl Street New York, NY 10007-1312	<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 _____	
<p><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.</p>		

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

NONE (No reportable positions.)

<u>POSITION</u>	<u>NAME OF ORGANIZATION/ENTITY</u>
1. Lecturer in Law	Columbia Law School
2. Honorary Director	Brooklyn Jewish Children's Museum
3.	
4.	
5.	

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

NONE (No reportable agreements.)

<u>DATE</u>	<u>PARTIES AND TERMS</u>
1.	
2.	
3.	

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**FINANCIAL DISCLOSURE REPORT**

Page 2 of 7

Name of Person Reporting

Mukasey, Michael B

Date of Report

05/09/2006

**III. NON-INVESTMENT INCOME.** *(Reporting individual and spouse; see pp. 17-24 of 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. 1 - 5/05	Lecturer in Law - Columbia Law School	\$ 10,000.00
2.		
3.		
4.		
5.		

**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. 00/00/05	Educational consulting, tutoring
2.	
3.	
4.	
5.	

**IV. REIMBURSEMENTS** *- transportation, lodging, food, entertainment.**(Includes those to spouse and dependent children. See pp. 25-27 of instructions.)* NONE *(No reportable reimbursements.)*

<u>SOURCE</u>	<u>DESCRIPTION</u>
1.	
2.	
3.	
4.	
5.	

**FINANCIAL DISCLOSURE REPORT**

Page 3 of 7

Name of Person Reporting

Mukasey, Michael B

Date of Report

05/09/2006

**V. GIFTS.** *(Includes those to spouse and dependent children. See pp. 28-31 of 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. 32-34 of instructions.)*

NONE *(No reportable liabilities.)*

	<u>CREDITOR</u>	<u>DESCRIPTION</u>	<u>VALUE CODE</u>
1.			
2.			
3.			
4.			
5.			

**FINANCIAL DISCLOSURE REPORT**

Page 4 of 7

Name of Person Reporting

Mukasey, Michael B

Date of Report

05/09/2006

**VII. INVESTMENTS and TRUSTS** – income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 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) Amount Code 1 (A-H)	(2) Type (e.g. div., rent, or int.)	(1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	(1) Type (e.g. buy, sell, merger, redemption)	If not exempt from disclosure			
						(2) Date Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. Florida Progress Corp.	A	Dividend	J	T					
2. TIAA-CREF (Pension Fund)*	D	Dividend							
3. Franklin Templeton Money Fund	A	Interest	J	T					
4. Franklin Funds: Mutual European Fund - A	C	Dividend*	L	T					
5. Templeton Growth Fund - A	D	Dividend	L	T					
6. Franklin Flex Cap Growth Fund	A	Dividend	K	T					
7. Franklin Growth Fund	A	Dividend	L	T					
8. Franklin Income Fund	C	Dividend	L	T					
9. Franklin Total Return	B	Dividend	K	T					
10. American Funds: New Economy Funds	A	Dividend	K	T					
11. Investment Co. of America	B	Dividend	K	T					
12. Euro-Pacific Growth Fund - A	C	Dividend	L	T					
13. New Perspective Fund - A	D	Dividend	L	T					
14. American Mutual Fund - A	C	Dividend	L	T					
15. Fundamental Investors - A	B	Dividend	M	T					
16. Washington Mutual Investors - A	C	Dividend	L	T					
17. Income Fund of America - A	D	Dividend	L	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	K = \$15,001 - \$50,000 O = \$500,001 - \$1,000,000	L = \$50,001 - \$100,000 P1 = \$1,000,001 - \$5,000,000	M = \$100,001 - \$250,000 P2 = \$5,000,001 - \$25,000,000	
3. Value Method Codes (See Column C2)	P3 = \$25,000,001 - \$50,000,000 Q = Appraisal U = Book Value	R = Cost (Real Estate Only) V = Other	P4 = More than \$50,000,000 S = Assessment W = Estimated	T = Cash Market	

**FINANCIAL DISCLOSURE REPORT**

Page 5 of 7

Name of Person Reporting

Mukasey, Michael B

Date of Report

05/09/2006

**VII. INVESTMENTS and TRUSTS** – *Income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 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) Amount Code 1 (A-H)	(2) Type (e.g. div., rent, or int.)	(1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	(1) Type (e.g. buy, sell, merger, redemption)	If not exempt from disclosure			
						(2) Date Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)

18. Capital Income Builder	C	Dividend	L	T					
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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	K = \$15,001 - \$50,000 O = \$500,001 - \$1,000,000	L = \$50,001 - \$100,000 P1 = \$1,000,001 - \$5,000,000	M = \$100,001 - \$250,000 P2 = \$5,000,001 - \$25,000,000	
3. Value Method Codes (See Column C2)	P3 = \$25,000,001 - \$50,000,000 Q = Appraisal U = Book Value	R = Cost (Real Estate Only) V = Other	P4 = More than \$50,000,000 S = Assessment W = Estimated	T = Cash Market	

**FINANCIAL DISCLOSURE REPORT**

Page 5 of 6

Name of Person Reporting

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Date of Report

05/10/2006

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

TIAA-CREF fund has been annuitized. The income amount is guaranteed for 20 years. Accordingly, no value is shown because the income stream remains the same regardless of value.

\*\* All references to "Dividend" in this account and the accounts listed below include realized capital gain.

**FINANCIAL DISCLOSURE REPORT**

Page 7 of 7

Name of Person Reporting

Mukasey, Michael B

Date of Report

05/09/2006

**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

5/10/06

NOTICE: IF YOU SIGN THIS REPORT AND YOU KNOW YOU ARE NOT A JUDGE OR FAILS TO FILE THIS REPORT MAY BE SUBJECT TO CIVIL AND CRIMINAL PENALTIES (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