AO 10 Rev. 1/2011

FINANCIAL DISCLOSURE REPORT
FOR CALENDAR YEAR 2010

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)	2. Court or Organization	3. Date of Report
HIGGINBOTHAM, PATRICK E.	U.S. COURT OF APPEALS, FIFTH	05/15/2011
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. CIRCUIT JUDGE (SENIOR JUDGE)	5a. Report Type (check appropriate type) ☐ Nomination, Date ☐ Initial ☑ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 01/01/2010 to 12/31/2010
7. Chambers or Office Address 903 SAN JACINTO BLVD, ROOM 400 AUSTIN, TX 78701	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.	TRUSTEE, CHAIR, BOARD OF TRUSTEES	THE CENTER FROM AMERICAN & INTERNATIONAL LAW (FORMERLY THE SOUTHWESTERN LEGAL FOUNDATION)
2.	BOARD OF OVERSEERS	RAND - INSTITUTE FOR CIVIL JUSTICE
3.	CO-INDEPENDENT EXECUTOR	TRUST #1
4.	INDEPENDENT EXECUTOR	TRUST #2
5.		

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

☑ NONE *(No reportable agreements.)*

	DATE	PARTIES AND TERMS
1.		
2.		
3.		

Name of Person Reporting	Date of Report
HIGGINBOTHAM, PATRICK E.	05/15/2011

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. 2010	ST. MARY'S UNIVERSITY (TEACHING) *	$93,526.84
2. 2010	MATTHEW BENDER (WRITING)	$448.00
3. 2010	DUKE UNIVERSITY (TEACHING) *	$4,500.00
4. 2010	LSU FOUNDATION (TEACHING) *	$15,000.00
5. 2010	* INCOME FOR ITEMS ABOVE ARE GROSS INCOME NOT NET OF ANY EXPENSES INCURRED.	$0.00
6.		

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.	
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.	LEGENDS OF THE BAR - TEXAS TRIAL LEGENDS LUNCHEON	FEBRUARY 1, 2010	DALLAS, TX	PARTICIPANT	TRANSPORTATION
2.	STANFORD LAW SHOOL - KIRKWOOD MOOT COURT COMPETITION	FEBRUARY 8, 2010	STANFORD, CA	PARTICIPANT	TRANSPORTATION, LODGING, MEALS

3.	HOUSTON BAR ASSOCIATION	FEBRUARY 18, 2010	HOUSTON, TX	SPEAKER	TRANSPORTATION, PARKING
4.	RAND ICJ BOARD OF OVERSEERS MEETING	MARCH 18-19, 2010	SANTA MONICA, CA	MEMBER PARTICIPANT	TRANSPORTATION, LODGING, PARKING
5.	DUKE LAW SCHOOL - 2010 LITIGATION REVIEW CONFERENCE	MAY 10-11, 2010	DURHAM, NC	PARTICIPANT	TRANSPORTATION, LODGING
6.	JUDGE ADVOCATE ASSOCIATION	MAY 13, 2010	ARLINGTON, VA	CHEIF JUSTICE MARSHALL LIFETIME ACHIEVENT AWARD	LODGING
7.	2010 BALDWIN-MOBILE COUNTY BENCH & BAR CONFERENCE	DECEMBER 3-5, 2010	POINT CLEAR, AL	SPEAKER	LODGING, MEALS

Name of Person Reporting	Date of Report
HIGGINBOTHAM, PATRICK E.	05/15/2011

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
HIGGINBOTHAM, PATRICK E.	05/15/2011

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)	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
Place "(X)" after each asset exempt from prior disclosure	(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, redemption)	(2) Date mm/dd/yy	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. BANK OF AMERICA ACCOUNT	A	Interest	J	T					
2. NEW YORK LIFE INSURANCE COMPANY	A	Interest	J	T					
3. BEAL BANK ACCOUNTS	A	Interest			Closed	01/01/10	J		
4. VERIZON COMMON STOCK	A	Dividend	J	T					
5. COMCAST COMMON STOCK	A	Dividend	J	T					
6. AT&T CORP COMMON STOCK	A	Dividend	J	T					
7. FRONTIER COMMUNICATIONS COMMON STOCK	A	Dividend	J	T	Buy	10/01/10	J		
8. VIRTUS STRATEGIC GROWTH FUND A	B	Dividend	K	T	Buy	01/01/10	K		
9. BAC MITTS DJUBS - ER	A	Interest	J	T	Buy	06/24/10	J		
10. FLORIDA ST BRD ED	A	Interest	J	T					
11. BAY AREA TOLL AUTH CA	A	Interest	J	T					
12. FULTON CNTY GA DEV AUTH SPL FACS REV DELTA (MUNI BOND)		None			Sold	01/01/10	J	A	
13. CHEROKEE CO GA HOSP AUTH RV CTFS REF MBIA	B	Interest	K	T					
14. COCNINO-YAVAPAI AZ JT	A	Interest	J	T					
15. MARICOPA CO AZ UNI SCH	A	Interest	J	T					
16. HAWAII ST	A	Interest	J	T					
17. CYPRESS-FAIRBANKS TEX	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		

Name of Person Reporting	Date of Report
HIGGINBOTHAM, PATRICK E.	05/15/2011

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 mm/dd/yy	D. (3) Value Code 2 (J-P)	D. (4) Gain Code 1 (A-H)	D. (5) Identity of buyer/seller (if private transaction)
18. HOUSTON TEX INDPT SCH	B	Interest	K	T					
19. CHATHAM CNTY GA HOSP REV	A	Interest	J	T					
20. FULCO GA HSP AT RV ANTIC CTFS ST	B	Interest	K	T					
21. GEORGE L. SMITH II GA WLD CONGR RV (MUNI BOND)	A	Interest	J	T					
22. FULTON CNTY GA DEV AT RV GA TECH FNDTN (MUNI BOND)	A	Interest	J	T					
23. AGL RESOURCES INC COMMON STOCK	B	Dividend	K	T					
24. BLACKROCK GLOBAL ALLOCATION FD INC	A	Dividend	M	T					
25. DTE ENERGY COMPANY COMMON STOCK	A	Dividend	J	T	Sold (part)	01/19/10	J	A	
26. DUKE ENERGY CORP COMMON STOCK	A	Dividend	J	T					
27. EXXON MOBIL CORP COMMON STOCK	C	Dividend	M	T					
28. PIMCO TOTAL RETURN FD (MUTUAL FUND)	A	Dividend	J	T					
29. PIONEER HIGH YIELD FUND CLASS C	A	Dividend	J	T					
30. INVESCO VAN KAMPEN (formerly VAN KAMPEN SENIOR INCM TR)	A	Dividend	J	T					
31. TRUST #I		None	J	W					
32. TRUST #2 - RENTAL PROPERTIES (TARRANT COUNTY, TX)	A	Rent	N	W					
33. TRUST #2 - ROYALTY INTEREST (TULSA, OK)	A	Royalty	J	W					
34. RENTAL PROPERTY (PENSACOLA, FL)	D	Rent	N	W					

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		
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☐ 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)	(2) Type (e.g., div., rent, or int.)	C. Gross value at end of reporting period (1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	D. Transactions during reporting period (1) Type (e.g., buy, sell, redemption)	(2) Date mm/dd/yy	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
35. ROYALTY INTEREST (TULSA, OK)	B	Royalty	J	W					
36. IRA, BANK OF AMERICA	B	Interest	L	T					
37. IRA, BANK OF AMERICA (MONEY MARKET)	A	Interest	J	T					
38. CHASE ACCOUNT (TRUST #1)		None	J	W					
39. MERRILL LYNCH BANK U.S.A.		None	L	T					
40. MERRILL LYNCH BANK & TRUST	A	Interest	K	T					
41. COCA COLA	B	Dividend	K	T					
42. ORLANDO FL UTL CMMN UTL SYS RV SER A RF OID MBIA	A	Interest	J	T					
43. CENTRAL GREENE PA SCH DIST SER B RF OID FSA	A	Interest	J	T					
44. ROCHESTER NH XLCA	A	Interest	J	T					
45. ERIE CNTY NY SER D-2 RF MBIA	A	Interest			Redeemed	06/01/10	J		
46. RENTAL PROPERTY (AUSTIN, TX)	C	Rent	M	W					
47. DELTA AIR LINES INC		None	J	T					
48. SPECTRA ENERGY CORP	A	Dividend	J	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	
3. Value Method Codes (See Column C2)	Q =Appraisal U =Book Value	R =Cost (Real Estate Only) V =Other	S =Assessment W =Estimated	T =Cash Market	

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

Name of Person Reporting	Date of Report
HIGGINBOTHAM, PATRICK E.	05/15/2011

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: S/ PATRICK E. HIGGINBOTHAM

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)

Committee on Financial Disclosure
Administrative Office of the United States Courts
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