AO 10 Rev. 1/2010	**FINANCIAL DISCLOSURE REPORT** **FOR CALENDAR YEAR 2009**	*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) Niemeyer, Paul V.	**2. Court or Organization** Court of Appeals - Fourth Circuit	**3. Date of Report** 05/07/2010
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Active Circuit Judge	**5a. Report Type** (check appropriate type) ☐ Nomination, Date ☐ Initial ☑ Annual ☐ Final **5b.** ☐ Amended Report	**6. Reporting Period** 01/01/2009 to 12/31/2009
7. Chambers or Office Address 910 United States Courthouse 101 West Lombard Street Baltimore, Maryland 21201	**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.	Partner with L.A. Noonberg	Ownership of [redacted] for personal use
2.	Visiting Instructor - Fall Semester	Duke University Law School, Durham, North Carolina
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.		See Part VIII (1-4)
2.		
3.		

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Niemeyer, Paul V.	05/07/2010

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. Entire yr.	LexisNexis Matthew Bender, Albany, New York	$3,549.00
2. Fall	Duke University, Durham, North Carolina	$4,500.00
3. Entire yr.	ISI Books, Wilmington, Delaware	$16.00
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.	
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.	Duke University Law School	11/16 - 11/19	Durham, North Carolina	Teaching	Some food and lodging
2.	Wake Forest Law School	11/19 - 11/21	Winstom-Salem, North Carolina	Moot Court	Food and lodging
3.					
4.					
5.					

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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.			

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Niemeyer, Paul V.	05/07/2010

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)
Keogh Account - Bank of Oklahoma									
1A. DLA Piper Balanced	A	Int./ Div.			Sold (part)	1/9	M		
					Sold	3/24	J		
2. T. Rowe Price Prime Reserve	A	Int.	J	T	Buy	6/4	M		
					Sold (part)	7/28	M		
					Sold (part)	9/9	L		
3. Ray Road Assoc. (Tax shelter)	B	Rent	J	W	(See comment 5, Part VIII)				
4. P&M Investors 1985 (Tax shelter)	E	Rent	J	W	(See comment 5, Part VIII)				
5. Merck Corp. Stock	A	Div.	J	T					
6. T. Rowe Price Spectrum Growth	D	Div.	M	T	(Includes last year's #14)				
7. Timken Co. Stock	A	Div.	J	T					
8. Northwestern Mut. Policy 877	C	Div.	L	T					
9. Northwestern Mut. Policy 939	C	Div.	K	T					
10. Mass. Mut. whole life policy	B	Div.	K	T					
11. T. Rowe Price Summit Cash Res.	A	Int.	J	T	Buy	1/15	M		
					Buy	3/30	J		
					Sold (part)	6/4	M		

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
Niemeyer, Paul V.	05/07/2010

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)	(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)
					Sold (part)	10/3(	L		
12. T. Rowe Price Cap. Apprec.	D	Div.	M	T					
13. T. Rowe Price New Income	D	Div.	M	T					
14. T. Rowe Price Spectrum Income	C	Div.	L	T	Sold (part)	1/14	K		
15. Vanguard Prime Money Market	A	Int.	L	T	Buy	1/13	L		
					Buy	3/31	J		
16. Vanguard Wellesldy	D	Div.	M	T					
17. Vanguard Wellington	B	Div.	L	T					
18. Vanguard Total Stock Index	B	Div.	L	T					
19. Legg Mason Value Trust	A	Div.	M	T	Buy	1/15	K		
					Buy	3/31	J		
					Sold (part)	9/17	L		

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.)*

1. Part II. DLA Piper Profit Sharing and 401(k) Savings Plan, Bank of Oklahoma, Tulsa, Oklahoma --

Retirement account remained in part in plan of DLA Piper (former law firm), managed by Bank of Oklahoma. Other than selecting funds in which to place retirement monies, I had no decision-making authority in investments.

2. Part II. 1984, now with LexisNexis Matthew Bender, Albany, New York --

Royalty agreement wioth co-author Linda M. Schuett on sale of book.

3. Part II. 2006, ISI ooks, Wilmington, Delaware --

Royalty agreement on sale of book.

4. Part II. Duke University, Durham, North Carolina --

Paid to teach appellate advocacy course.

5. Part VII. These tax sheker are believed to have economic value, but I have a negative capital position in them, and their value cannot be known until the properties are sold.

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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 [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