

**SELF-INITIATED
AMENDMENT**

UNITED STATES COURT OF APPEALS

FOR THE THIRD CIRCUIT



THEODORE A. MCKEE
CIRCUIT JUDGE

(215) 597-9601

20614 UNITED STATES COURTHOUSE

INDEPENDENCE MALL WEST

601 MARKET STREET

PHILADELPHIA, PA 19106-1790

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FINANCIAL
DISCLOSURE OFFICE

Second Amended FDR for 2007.

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

Dear Judge Ortie:

I am submitting the enclosed Second Amended Federal Disclosure Report for 2007 with this letter. The only change between this Report, the Amended Federal Disclosure Report for 2007 which was previously sent pursuant to your letter of July 21, 2007, is that I have corrected the characterization of the \$2,000 received from Hofstra University for participating in the university's "Kaplan Lecture Series." As I explain in more detail in Section VIII, based largely upon my telephone conversation with Dean Demleitner of Hofstra University Law School, I believe this should have originally been reported as a stipend for teaching rather than an "honarium." In addition, as also explained in Section VIII, this amendment is consistent with Advisory Opinion No. 86, contained in The Guide to the Code of Conduct for United States Judges published by the Administrative Office of the United States Courts under the direction of the Judicial Conference Committee on Codes of Conduct. Advisory Opinion No. 86, entitled, "Honoraria, Teaching, and Outside Earned Income Limitation," clearly states that teaching is defined to include "meaningful participation in *bona fide* components of an educational curriculum or plan, regardless of duration or format . . . (including a lecture or lecture series) of an accredited law school. . . ." (Parenthetical and italics in original). Accordingly, I believe the clarification provided in the accompanying Second Amended Federal Disclosure Report for 2007 is appropriate.

As I note in Section VIII, if there are any questions or problems, please contact me so that they may be resolved.



FINANCIAL DISCLOSURE REPORT
FOR CALENDAR YEAR 2007

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) McKee, Theodore A		2. Court or Organization Third Circuit	3. Date of Report 9/3/2008
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Judge		5a. Report Type (check appropriate type) <input type="checkbox"/> Nomination, Date <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final	6. Reporting Period 01/01/2007 to 12/31/2007
7. Chambers or Office Address 20614 U.S. Courthouse 601 Market St. Philadelphia, Pa. 19106		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. GENERAL PARTNER	PJKEE ASSOCIATES (see section viii)
2. DIRECTOR	FOX CHASE CANCER CENTER
3. ADVISORY BOARD	CITY YEAR OF GREATER PHILADELPHIA
4. TRUSTEE	TEMPLE UNIVERSITY
5. TRUSTEE	SYRACUSE UNIVERSITY
6. BOARD OF VISITORS	TEMPLE UNIVERSITY LAW SCHOOL
7. BOARD OF VISITORS	SYRACUSE UNIVERSITY SCHOOL OF LAW
8. BOARD OF DIRECTORS	VERA INSTITUTE OF JUSTICE

II. AGREEMENTS. (Reporting individual only; see pp. 14-16 of filing instructions.) NONE (No reportable agreements.)

DATE	PARTIES AND TERMS
1.	
2.	
3.	

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 DISCLOSURE OFFICE

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
1. 2006	ADMINISTRATIVE OFFICE OF PA. COURTS	\$ 12,000
2. 2007	HOPSTRA UNIVERSITY COLLEGE OF LAW - COMENSATION FOR EDUCATIONAL LECTURE - *SEE EXPLANATION SEC VIII	\$ 2,000.00
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. 2007	UNIVERSITY OF PA. - PRESBYTERIAN MEDICAL CENTER
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. VERA INSTITUTE	JANUARY 11	NEW YORK CITY	BOARD MEETING	TRAVEL - \$115.00
2. THIRD CIRCUIT	NOVEMBER 13-14	PHILADELPHIA	COURT RETREAT	REIMBURSE FOR MEALS AND REGISTRATION (\$200.00)
3. THIRD CIRCUIT	NOVEMBER 27	PHILADELPHIA	JUDICIAL COUNCIL MEETING	REIMBURSE FOR MEALS (\$94.00)
4. CLE CONFERENCE	FEBRUARY 15-16	PHOENIX AZ	PANEL ON APPELLATE ADV.	REIMBURSE FOR TRAVEL AND LODGING AND MEALS \$643.9
5. SYRACUSE	MARCH	SYRACUSE NEW	SPEAK AT LAW	NOT REIMBURSED

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting
McKee, Theodore A

Date of Report
9/3/2008

16.					
15.	SYRACUSE UNIVERSITY	SEPTEMBER 19 - 21	SYRACUSE, NEW YORK	BD OF VISITORS MEETING	LODGING AND TRANSPORT \$263.00
14.	ABA	AUGUST 8-12	SAN FRANCISCO, CA	PANELIST AT CONVENTION	LODING AND TRANSPORTATION \$1,563.01
13.	AMERICAN CONSTITUTIONAL SOCIETY	JULY 26-27	WASHINGTON, D.C.	ATTEND AND PARTICIPATE	REIMBURSE FOR TRAVEL & LODGING \$290.00
12.	ADMIN OFFICE US COURTS	JUNE 10 - 12	COLORADO SPRINGS, CO	MEETING CLC	REIMBURSE FOR TRAVEL AND LODGING TO ATTEND MEETING \$956.30
11.	ALI	APRIL 5 - 8	CHICAGO	MEETING OF ADVISORY COM.	REIMBURSE FOR TRAVEL \$336.29
10.	HARVARD UNIVERSITY	APRIL 3 - 4	CAMBRIDGE MASS.	PANEL PARTICIPANT	TRAVEL (\$265.35)
9.	SYRACUSE UNIVERSITY	APRIL 3 - 4	SYRACUSE NEW YORK	NOOT COURT	TRAVEL \$310.00
8.	NEW YORK UNIVERSITY	MARCH 30-APRIL 1	NEW YORK, NEW YORK	FELLOWSHIP SELECTION	REIMBURSE FOR TRAVEL AND LODGING (\$710.00)
7.	VERA INSTITUTE	MARCH 29	NEW YORK	ATTEND BOARD MEETING	REIMBURSE FOR TRAVEL \$30.00 PARKING & APPROX \$115.00 [SEE PART VIII]
6.	HOFSTRA UNIVERSITY COLLEGE OF LAW	MARCH 27-28	LONG ISLAND, NEW YORK	GIVE LECTURE	TRAVEL \$219 AND \$2,000 HONORARIUM
	UNIVERSITY	22-23	YORK	SCHOOL	

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting
McKee, Theodore A

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9/3/2008

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

NONE (No reportable gifts.)

1.	2.	3.	4.	5.
SOURCE	DESCRIPTION	VALUE		

VI. LIABILITIES. (Includes those of spouse and dependent children; see pp. 32-33 of filing instructions.)

NONE (No reportable liabilities.)

1.	2.	3.	4.	5.
CREDITOR	DESCRIPTION	VALUE CODE		
COMMERCIAL BANK	CREDIT CARD	J		
COMMERCIAL BANK	EQUITY LINE OF CREDIT	M		

Name of Person Reporting
McKee, Theodore A

Date of Report
9/3/2008

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				
	(1) Amount Code 1 (A-H)	(2) Type (e.g., div., rent, or int.)	(1) Value Code 2 (J-P)	(2) Value Code 3 (Q-W)	(3) Method (Q-W)	(1) Type (e.g., buy, sell, redemption)	(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. VERIZON	A	Dividend	J	T						
19. WHOLE FOODS MARKET	A	Dividend	J	T						
20. BEN AND JERRY'S	A	Dividend	J	T						
21. DRESHNER RCM BIOTECK FUND	A	Dividend	J	T						
22. CITIZENS CORE GROWTH FUND	A	Dividend	J	T						
23. CITIZENS EMERGING GROWH FUND	A	Dividend	J	T						
24. CITIZENS GLOBAL EQUITY FUND	A	Dividend	J	T						
25. MFS EMERGING GROWTH FUND	A	Dividend	J	T						
26. CISCO	A	Dividend	J	T						
27. ALCON INC SEE SECTION VII	A	Dividend								
28. AMN ELECTRIC POWER CO - SEE § VII	A	Dividend								
29. AUTODESK INC	A	Dividend								
30. GNA FINANCIAL ORP SEE § VIII	A	Dividend								
31. DOLLAR TREE STORES INC	A	Dividend	J	T						
32. DOLLAR TREE STORES	A	Dividend								
33. DTE ENERGY CO	A	Dividend								
34. DTE ENERGY CO										

1. Income Gain Codes:	2. Value Codes	3. Value Method Codes
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 H = \$1,000,001 - \$5,000,000 I = \$5,000,001 - \$100,000,000 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 P = \$1,000,001 - \$5,000,000 Q = \$5,000,001 - \$25,000,000 R = Cost (Real Estate Only) S = Assessment T = Cash Market U = Book Value V = Other W = Estimated	(See Column C2) (See Columns B1 and D4) (See Columns C1 and D3)

Name of Person Reporting
McKee, Theodore A

Date of Report
9/3/2008

VII. INVESTMENTS and TRUSTS

☐ NONE (No reportable income, assets, or transactions.)

-- income, value, transactions (includes those of spouse and dependent children; see pp. 34-60 of filing instructions.)

A		B		C		D				
Description of Assets (including trust assets)		Income during reporting period		Gross value at end of reporting period		Transactions during reporting period				
Amount	Type (e.g., div., ren., or int.)	Value (1)	Value (2)	Value (1)	Value (2)	Type (e.g., buy, sell, redemption)	Date (Month - Day)	Value Code 2 (J-P)	Gain Code 1 (A-H)	Identity of buyer/seller (if private transaction)
(1)	(2)	(1)	(2)	(1)	(2)	(1)	(2)	(3)	(4)	(5)

52.	TRANSOCEAN INC	Dividend	J	T	BUY		4/12		A	
53.	TRANSOCEAN INC				FULL SALE		11/17	J	A	
54.	VERIFONE HOLDINGS, INC SEE § VIII	Dividend			FULL SALE		11/27	J	A	
55.	WRIGHT EXPRESS, CORP SEE § VIII	Dividend			FULL SALE		4/12	J	A	
56.	WYETH CORP * SEE SECTION VIII.	Dividend			FULL SALE		12/19	J	A	
57.	SEE § VIII FOR ADDITIONAL ITEMS FOR 2006									
58.	WASHINGTON MUTUAL FUND* SEE SECTION VIII	Dividend	J	T						
59.	HEBRY SCHEIN STOCK* SEE SECTION VIII	Dividend	J	T						
60.	EURO PACIFIC FUND* see section VII	Dividend	J	T						

1. Income Gain Codes:	(See Columns B1 and D4)	2. Value Codes	(See Columns C1 and D3)	3. Value Method Codes	(See Column C2)
A = \$1,000 or less	F = \$50,001 - \$100,000	J = \$15,000 or less	N = \$250,001 - \$500,000	Q = Appraisal	U = Book Value
B = \$1,001 - \$2,500	G = \$100,001 - \$1,000,000	K = \$15,001 - \$50,000	O = \$500,001 - \$1,000,000	R = Cost (Real Estate Only)	V = Other
C = \$2,501 - \$5,000	H1 = \$1,000,001 - \$5,000,000	L = \$50,001 - \$100,000	P1 = \$1,000,001 - \$5,000,000	S = Assessment	W = Estimated
D = \$5,001 - \$15,000	H2 = More than \$5,000,000	M = \$100,001 - \$250,000	P2 = \$5,000,001 - \$25,000,000	T = Cash Market	
E = \$15,001 - \$50,000					

Name of Person Reporting McKee, Theodore A	Date of Report 9/3/2008
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VIII. ADDITIONAL INFORMATION OR EXPLANATIONS. (Indicate part of Report.)

As I have explained in prior reports, the "Pujkec Assoc" limited partnership referred to in Part I is an informal partnership consisting of [REDACTED]. It is not a "for profit" enterprise.

Additional information can be provided if necessary, upon request.

You will note a "See section VIII" entry for "Reimbursements" in Part IV for the entry for the March 29 Vera Board Meeting and the \$30,000 reimbursement for the trip to New York City. There is no expenditure or reimbursement for the travel for this trip, only the \$30,000 reimbursement for parking. This is because the trip to New York City coincided with a trip to Hofstra Law School on Long Island to deliver a lecture. I divided the expense so that Vera, a non profit, reimbursed for parking only. Hofstra was willing to pay for the lodging and travel expense. The two events were on consecutive days.

NOTES FOR PART VII - INVESTMENTS AND TRUSTS

1. In preparing this report, I reviewed a statement for [REDACTED] IRA account that contained some securities and transactions that should have been reported on my 2005 and 2006 reports. I am adding that information to this report and hereby requesting that the information be accepted as an amendment to those reports. Unless I hear from you to the contrary, I will assume that this is acceptable. I am entering the information here using the line number from Part VII that it supplements for prior years. Thank you.

LINE 27- ALCON INC. THIS WAS PURCHASED ON NOVEMBER, 14, 2006 FOR VALUE CODE J USING METHOD T.

LINE 28 AMN ELECTRIC POWER CO. PURCHASED MARCH 2, 2006 FOR VALUE CODE J USING METHOD T.

LINE 29 AUTODESK INC DEL WAS PURCHASED MAY 24, 2006 FOR VALUE CODE J USING METHOD T.

LINE 30 CNA FINANCIAL CORP; WAS PURCHASED NOVEMBER 11, 2006 FOR VALUE CODE J USING METHOD T.

LINE 35 DUKE ENERGY CORP WAS PURCHASED OCTOBER 12, 2006 FOR VALUE CODE J USING METHOD T.

LINE 36 ENERGY EAST CORP WAS PURCHASED NOVEMBER 16, 2006 FOR VALUE CODE J USING METHOD T.

LINE 38 KELLLOGG CO PV WAS PURCHASED NOVEMBER 14, 2006 FOR VALUE CODE J USING METHOD T.

LINE 39 MKS INSTRUMENTS WAS PURCHASED MAY 17, 2006 USING FOR VALUE CODE J USING METHOD T.

LINE 40 NORTHEAST UTILITIES COM WAS PURCHASED JULY 3, 2006 FOR VALUE CODE J USING METHOD T.

LINE 41 PG & E CORP WAS PURCHASED JULY 14, 2006 FOR VALUE CODE J USING METHOD T.

LINE 46 QUALCOMM INC WAS PURCHASED APRIL 11, 2006 FOR VALUE CODE J USING METHOD T.

LINE 51 SPECTRA ENERGY CORP WAS PURCHASED OCTOBER, 12, 2006 FOR VALUE CODE J USING METHOD T.

LINE 54 VERIFONE HOLDINGS, INC WAS PURCHASED JUNE 9, 2006 FOR VALUE CODE J USING METHOD T.

LINE 55 WRIGHT EXPRESS WAS PURCHASED NOVEMBER 9, 2005 FOR VALUE CODE J USING METHOD T.

ADDITIONAL INVESTMENTS TO AMEND PART VII 2006 REPORT:

ADVANCE AUTO PARTS WAS PURCHASED MARCH 6, 2006 AND SOLD JUNE 9, 2006- PURCHASED FOR VALUE CODE J USING METHOD T AND SOLD FOR GAIN A USING METHOD T; INCOME DURING THE PERIOD HELD WAS ONLY DIVIDENDS AND AMOUNT WAS A

ADVANCED MEDICAL OPTICS WAS PURCHASED DECEMBER 14, 2005 AND SOLD MARCH 6, 2006; PURCHASED FOR VALUE CODE J USING METHOD T AND SOLD FOR GAIN A USING METHOD T; INCOME DURING THE PERIOD HELD WAS FROM DIVIDENDS AND AMOUNT WAS A.

ALKERMES INC. WAS PURCHASED DECEMBER 14, 2005 FOR VALUE J USING METHOD T AND SOLD JUNE 9, 2006 FOR GAIN A USING METHOD T; INCOME DURING PERIOD HELD WAS FROM DIVIDENDS ONLY AND AMOUNT WAS A.

ALLIANCEBERNSTEIN HLDG WAS PURCHASED FEBRUARY 7, 2006 FOR A USING METHOD T AND SOLD AUGUST 15, 2006 FOR GAIN A USING METHOD T; THE INCOME DURING PERIOD WAS DIVIDENDS AND AMOUNT WAS A USING METHOD T.

ALLIANT ENERGY CORP WAS PURCHASED MARCH 2, 2006 FOR A AND USING METHOD T AND SOLD OCTOBER 12, 2006 FOR GAIN A USING METHOD T. INCOME WAS DIVIDENDS ONLY FOR AMOUNT A USING METHOD T.

ALLSTATE CORP DEL WAS PURCHASED NOVEMBER 9, 2005 FOR AMOUNT A USING METHOD T AND SOLD FEBRUARY 7, 2006 FOR GAIN A USING METHOD T; THE INCOME WHILE HELD WAS CODE A FROM DIVIDENDS

APACHE CORP. WAS PURCHASED JULY 14, 2006 FOR AMOUNT A USING METHOD T AND SOLD NOVEMBER 2006 FOR GAIN A USING METHOD T. ALL INCOME WAS FROM DIVIDENDS AND AMOUNT WAS A.

APPLE COMPUTER WAS PURCHASED MAY 24, 2005 FOR AMOUNT A USING METHOD T AND SOLD JANUARY 20, 2006 USING METHOD T; INCOME WAS ONLY FROM DIVIDENDS AND THE AMOUNT WAS J.

Name of Person Reporting	McKee, Theodore A
Date of Report	9/3/2008

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

EXPLANATION FOR SECTION III - I ORIGINALLY REPORTED THIS INCOME ON MY INITIAL 2007 FDR AS AN "HONORARIUM." I WAS SUBSEQUENTLY INFORMED BY LETTER OF JULY 21, 2008, THAT WE ARE NOT ALLOWED TO ACCEPT HONORARIUM PURSUANT TO THE ETHICS REFORM ACT OF 1989, AND THE JUDICIAL CONFERENCE REGULATIONS IMPLEMENTING THE ACT.

ACCORDINGLY, I INFORMED DEAN DEMLEITNER OF HOFSTRA UNIVERSITY COLLEGE OF LAW THAT I WOULD BE RETURNING THE \$2,000 CHECK. SHE EXPRESSED SURPRISE AND NOTED THAT THIS HAD NEVER HAPPENED BEFORE WITH ANY JUDGE PARTICIPATING IN THE "KAPLAN LECTURE SERIES." SHE ALSO INFORMED ME THAT EVEN THOUGH I HAD REFERRED TO THE \$2,000 AS AN "HONORARIUM," SHE CONSIDERED IT TO BE TEACHING AS THE KAPLAN LECTURE SERIES IS OPEN TO ALL PRACTICING ATTORNEYS AND CLE CREDITS ARE GIVEN TO THOSE WHO ATTEND. I THEREFORE DECIDED TO RESEARCH THE MATTER FURTHER RATHER THAN SIMPLY ASSUMING THAT THE \$2,000 WAS IN THE NATURE OF AN "HONORARIUM." BASED UPON MY FURTHER INQUIRY AND THE ADDITIONAL INFORMATION RECEIVED FROM THE DEAN, I BELIEVE THAT THE \$2,000 CAN, IN GOOD FAITH, BE CLASSIFIED AS COMPENSATION FOR TEACHING.

ADVISORY OPINION NO. 86 OF THE GUIDE TO THE CODE OF CONDUCT STATES THAT "THE COMMITTEES' INTERPRETATION OF THE [APPLICABLE] STATUTE AND REGULATION IS THAT [A] LECTURE STIPEND IS COMPENSATION FOR TEACHING, AND CANNOT BE TREATED AS AN HONORARIUM." MORE SPECIFICALLY, THE ADVISORY OPINION QUOTES THE COMMENTARY AS FOLLOWS:

"The Act does not define "teaching." These regulations define it to include meaningful participation in bona fide components of an educational curriculum or plan, regardless of the duration or format of the particular program in which the judicial officer participates. The statutory authority to "teach" for compensation thus includes permission to participate in the educational program of an accredited institution in the manner in which that institution plans and carries out its teaching function. When speeches and lectures are sponsored by and presented within the overall educational program of an accredited institution, the Conference believes that they do not provide the occasion for any of the evils Congress was seeking to avert [in the ban on honoraria] and accordingly, they should qualify as "teaching." Thus, a lecture, lecture series, symposia, moot courts, and jurist-in-residence programs may be compensated as "teaching," provided, of course, the strictures of the Codes of Conduct are met."

ACCORDINGLY, I AM FILING THIS SECOND AMENDED FDR IN ORDER TO PROPERLY CHARACTERIZE THE \$2,000 STIPEND AND TO CORRECT THE PRIOR ERRONEOUS CHARACTERIZATION DESCRIBING IT AS AN "HONORARIUM."

IF THERE ARE ANY FURTHER QUESTIONS, OR IF THE COMMITTEE DISAGREES WITH THIS RESTATEMENT, PLEASE SO INFORM ME.

WYETH CORP STOCK ON LINE 56, PART VII, WAS INADVERTENTLY OMITTED FROM MY 2006 FDR. TO THE BEST OF MY KNOWLEDGE, THAT STOCK WAS ACQUIRED IN IRA IN JANUARY (I WILL ASSUME JANUARY 1, 2006 AS THE ACQUISITION DATE FOR PURPOSES OF THIS REPORT. THE INFORMATION FOR COLUMN "D" FOR THIS ITEM IS: BUY;1/1/2006;J;

ON LINES 58 THROUGH AND INCLUDING LINE 60, I HAVE ENTERED THE APPLICABLE INFORMATION FOR INVESTMENTS THAT WERE ADDED TO MY 2007 FDR BY LETTER OF OCTOBER 11, 2007, BUT FOR WHICH, THIS INFORMATION WAS INADVERTENTLY OMITTED.

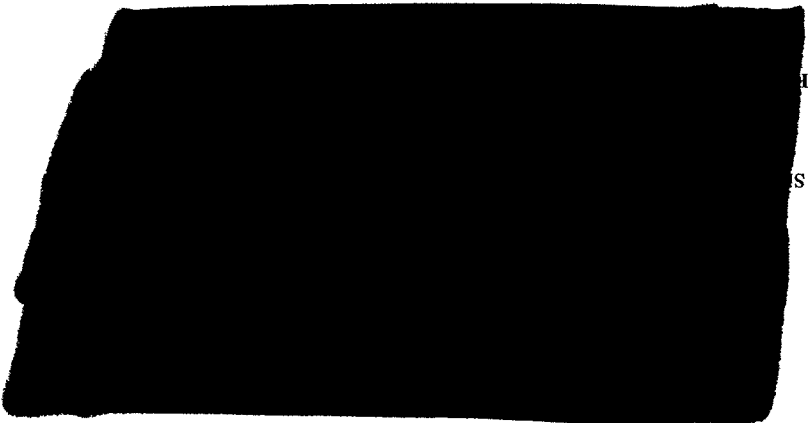
IX. CERTIFICATION.

Name of Person Reporting McKee, Theodore A	Date of Report 9/3/2008
---	----------------------------

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 of gifts which have been reported are in

NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILFULLY VIOLATES THESE PROVISIONS IS 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

**FINANCIAL DISCLOSURE REPORT
FOR CALENDAR YEAR 2007**

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) McKee, Theodore A		2. Court or Organization Third Circuit		3. Date of Report 08/21/2008
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Judge		5a. Report Type (check appropriate type) <input type="checkbox"/> Nomination, Date <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final		6. Reporting Period 01/01/2007 to 12/31/2007
7. Chambers or Office Address 20614 U.S. Courthouse 601 Market St. Philadelphia, Pa. 19106		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 _____		
<p>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.</p>				

I. POSITIONS. (Reporting individual only; see pp. 9-13 of filing instructions.)
 NONE (No reportable positions.)

POSITION NAME OF ORGANIZATION/ENTITY

1. GENERAL PARTNER PUJKEE ASSOCIATES (see section viii)

2. DIRECTOR FOX CHASE CANCER CENTER

3. ADVISORY BOARD CITY YEAR OF GREATER PHILADELPHIA

4. TRUSTEE TEMPLE UNIVERSITY

5. TRUSTEE SYRACUSE UNIVERSITY

6. BOARD OF VISITORS TEMPLE UNIVERSITY LAW SCHOOL

7. BOARD OF VISITORS SYRACUSE UNIVERSITY SCHOOL OF LAW

8. BOARD OF DIRECTORS VERA INSTITUTE OF JUSTICE

RECEIVED
 2008 AUG 21 A 10: 38
FINANCIAL DISCLOSURE OFFICE

II. AGREEMENTS. (Reporting individual only; see pp. 14-16 of filing instructions.)
 NONE (No reportable agreements.)

DATE

PARTIES AND TERMS

1.
2.
3.

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting

McKea, Theodore A

Date of Report

08/21/2008

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. 2006	ADMINISTRATIVE OFFICE OF PA, COURTS	\$ 12,000
2. 2007	HOFSTRA UNIVERSITY COLLEGE OF LAW - HONORARIUM FOR SPEECH - *SEE EXPLANATION SEC VIII	\$ 2,000.00
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. 2007	UNIVERSITY OF PA. - PRESBYTERIAN MEDICAL CENTER (SPOUSE)
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. VERA INSTITUTE	JANUARY 11	NEW YORK CITY	BOARD MEETING	TRAVEL - \$115.00
2. THIRD CIRCUIT	NOVEMBER 13-14	PHILADELPHIA	COURT RETREAT	REIMBURSE FOR MEALS AND REGISTRATION (\$200.00)
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5. SYRACUSE	MARCH	SYRACUSE NEW	SPEAK AT LAW	NOT REIMBURSED

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting

McKee, Theodore A

Date of Report

08/21/2008

UNIVERSITY	22-23	YORK	SCHOOL	
6. HOFSTRA UNIVERSITY COLLEGE OF LAW	MARCH 27-28	LONG ISLAND, NEW YORK	GIVE LECTURE	TRAVEL \$219 AND \$2,000 HONORARIUM
7. VERA INSTITUTE	MARCH 29	NEW YORK	ATTEND BOARD MEETING	REIMBURSE FOR TRAVEL \$30.00 PARKING & APPROX \$115.00 [SEE PART VIII]
8. NEW YORK UNIVERSITY	MARCH 30-APRIL 1	NEW YORK, NEW YORK	FELLOWSHIP SELECTION	REIMBURSE FOR TRAVEL AND LODGING (\$710.00)
9. SYRACUSE UNIVERSITY	APRIL 3 - 4	SYRACUSE NEW YORK	NOOT COURT	TRAVEL \$310.00
10. HARVARD UNIVERSITY	APRIL 3 - 4	CAMBRIDGE MASS.	PANEL PARTICIPANT	TRAVEL (\$265.35)
11. ALI	APRIL 5-8	CHICAGO	MEETING OF ADVISORY COM.	REIMBURSE FOR TRAVEL \$336.29
12. ADMIN OFFICE US COURTS	JUNE 10 - 12	COLORADO SPRINGS, CO	MEETING CLC	REIMBURSE FOR TRAVEL AND LODGING TO ATTEND MEETING \$956.30
13. AMERICAN CONSTITUTIONAL SOCIETY	JULY 26-27	WASHINGTON, D.C.	ATTEND AND PARTICIPATE	REIMBURSE FOR TRAVEL & LODGING \$290.00
14. ABA	AUGUST 8-12	SAN FRANCISCO, CA	PANELIST AT CONVENTION	LODING AND TRANSPORTATION \$1,563.01
15. SYRACUSE UNIVERSITY	SEPTEMBER 19 - 21	SYRACUSE, NEW YORK	BD OF VISITORS MEETING	LODGING AND TRANSPORT \$263.00
16.				

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting

McKee, Theodore A

Date of Report

08/21/2008

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.	COMMERCIAL BANK	CREDIT CARD	J
2.	COMMERCIAL BANK	EQUITY LINE OF CREDIT	M
3.			
4.			
5.			

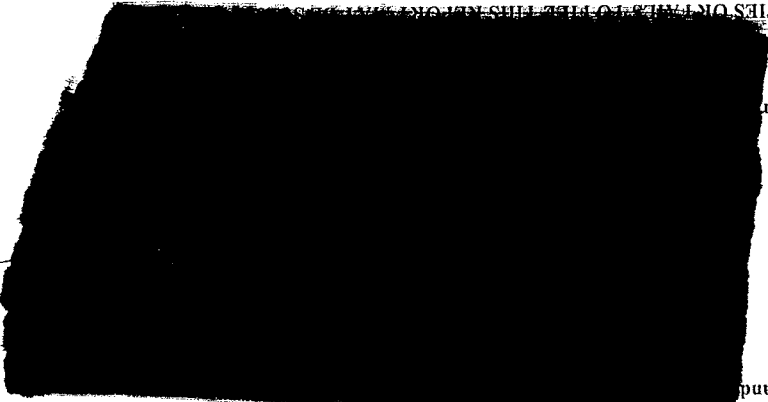
Name of Person Reporting	Mcke, Theodore A
Date of Report	08/21/2008

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

Signature



NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILLFULLY FALSIFIES OR INTENDS TO FALSIFY INFORMATION ON THIS REPORT IS SUBJECT TO CRIMINAL AND CIVIL 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

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT



THEODORE A. MCKEE
CIRCUIT JUDGE

(215) 597-9601

20614 UNITED STATES COURTHOUSE
INDEPENDENCE MALL WEST
601 MARKET STREET
PHILADELPHIA, PA 19106-1790

RECEIVED

2008 JUL 28 A 10:03

FINANCIAL
DISCLOSURE OFFICE

July 25, 2008

Judge Orrie D. Smith, Chair
Judicial Conference Committee on Financial Disclosure
One Columbus Circle, NE
Washington, D.C. 20544

Dear Judge Smith:

Thank you for your letter of July 21 in response to my 2007 Financial Disclosure Report. I have just finished a sitting and will turn my attention to the items you bring to my attention in that letter. However, I wanted to write immediately to clarify the matter of the honorarium I received from Hofstra Law School for delivering their Kaplan lecture. Your letter notes that the only compensation permitted pursuant to the Ethics Reform Act of 1989 and Judicial Conference regulations is reimbursement for travel, lodging and meals. The money I received from Hofstra was not intended as reimbursement and I separately listed the reimbursed travel for the event on the appropriate portion of the report.

I am writing to inform you that I will return the Honorarium to Hofstra University and will include a copy of the letter that I will send with the check with the response that I will file to your letter.

