

**FINANCIAL DISCLOSURE REPORT
FOR CALENDAR YEAR 2012**

*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) KEARSE, AMALYA L.	2. Court or Organization U.S. COURT OF APPEALS FOR THE SECOND CIRCUIT	3. Date of Report 05/14/2013
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. CIRCUIT JUDGE, SENIOR STATUS	5a. Report Type (check appropriate type) <input type="checkbox"/> Nomination Date <input type="checkbox"/> Initial <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final <hr/> 5b. <input type="checkbox"/> Amended Report	6. Reporting Period 01/01/2012 to 12/31/2012
7. Chambers or Office Address U.S. COURTHOUSE 40 FOLEY SQUARE NEW YORK, NEW YORK 10007		
IMPORTANT NOTES: <i>The instructions accompanying this form must be followed. Complete all parts, checking the NONE box for each part where you have no reportable information.</i>		

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

NONE *(No reportable positions.)*

<u>POSITION</u>	<u>NAME OF ORGANIZATION/ENTITY</u>
1. Trustee, Director	Kearse Memorial Scholarship Fund
2.	
3.	
4.	
5.	

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

NONE *(No reportable agreements.)*

<u>DATE</u>	<u>PARTIES AND TERMS</u>
1. '69, '79	Hughes Hubbard & Reed - Amalya L. Kearse: Return of July 1979 Capital
2.	
3.	

FINANCIAL DISCLOSURE REPORT

Page 2 of 8

Name of Person Reporting

KEARSE, AMALYA L.

Date of Report

05/14/2013

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.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>	<u>INCOME</u> <i>(yours, not spouse's)</i>
1.		
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.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>
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.)*

<u>SOURCE</u>	<u>DATES</u>	<u>LOCATION</u>	<u>PURPOSE</u>	<u>ITEMS PAID OR PROVIDED</u>
1.				
2.				
3.				
4.				
5.				

FINANCIAL DISCLOSURE REPORT

Page 3 of 8

Name of Person Reporting

KEARSE, AMALYA L.

Date of Report

05/14/2013

V. GIFTS. *(Includes those to spouse and dependent children; see pp. 28-31 of filing 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. 32-33 of filing 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 8

Name of Person Reporting

KEARSE, AMALYA L.

Date of Report

05/14/2013

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		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, 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. Clinton Assoc., Ptnp	A	Interest	J	W				
2. Int'l Constructors Ptnp	A	Interest	J	W					
3. T.Rowe Price Eq Inc Mutual Fund	A	Dividend	K	T					
4. Janus Twenty Mutual Fund	A	Dividend	J	T					
5. IRA Janus Fund		None			Distributed	12/06/12	J		
6. IRA Perkins Mid-Cap Value Fund.	C	Dividend	L	T	Distributed (part)	12/18/12	J		
7. IRA T.Rowe Price Mid-Cap Value Fund	C	Dividend	L	T					
8. Janus Money Market Fund	A	Dividend	J	T					
9. T.Rowe Price Money Market Fund	A	Dividend	K	T					
10. T.Rowe Price Mid-Cap Growth Fund	C	Dividend	L	T					
11. Citibank Money Market	A	Interest	J	T					
12. JP Morgan Clearing Corp.Money Market Fund	A	Interest	J	T					
13. IndyMac Bancorp common		None	J	T					
14. Selected American Shares	A	Dividend	K	T					
15. T.Rowe Price Media & Telecom. Fund	A	Dividend	J	T					
16. Intel Corp. common	A	Dividend	K	T					
17. Perkins Mid-Cap Value Fund (non-IRA)	A	Dividend	J	T					

1. Income Gain Codes: (See Columns B1 and D4)	A=\$1,000 or less F=\$50,001 - \$100,000 J=\$15,000 or less N=\$250,001 - \$500,000 P3=\$25,000,001 - \$50,000,000	B=\$1,001 - \$2,500 G=\$100,001 - \$1,000,000 K=\$15,001 - \$50,000 O=\$500,001 - \$1,000,000	C=\$2,501 - \$5,000 H1=\$1,000,001 - \$5,000,000 L=\$50,001 - \$100,000 P1=\$1,000,001 - \$5,000,000 P4=More than \$50,000,000	D=\$5,001 - \$15,000 I12=More than \$5,000,000 M=\$100,001 - \$250,000 P2=\$5,000,001 - \$25,000,000	E=\$15,001 - \$50,000
2. Value Codes (See Columns C1 and D3)	Q=Appraisal U=Book Value	R=Cost (Real Estate Only) V=Other	S=Assessment W=Estimated	T=Cash Market	
3. Value Method Codes (See Column C2)					

FINANCIAL DISCLOSURE REPORT

Page 5 of 8

Name of Person Reporting KEARSE, AMALYA L.	Date of Report 05/14/2013
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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		C. Gross value at end of reporting period		D. Transactions during reporting period				
		(1)	(2)	(1)	(2)	(1)	(2)	(3)	(4)	(5)
		Amount Code 1 (A-H)	Type (e.g., div., rent, or int.)	Value Code 2 (J-P)	Value Code 3 (Q-W)	Type (e.g., buy, sell, redemption)	Date mm/dd/yy	Value Code 2 (J-P)	Gain Code 1 (A-H)	Identity of buyer/seller (if private transaction)
18.	Citadel Broadcasting Co. common		None	J	T					
19.	T. Rowe Price Small Cap Value Fund	A	Dividend	J	T					
20.	Sociedad Quimica y Minera common	A	Dividend	K	T					
21.	YUM Brands Inc. common	B	Dividend	L	T					
22.	Activision Blizzard Inc. common See Note	A	Dividend			Donated (part)				
23.	Activision Blizzard Inc. common See Note	A	Dividend			Sold (part)	12/28/12	J		
24.	Nvidia Corp.		None	J	T	Donated (part)				
25.	Infinera Corp. common		None	J	T	Buy (add'l)	5/09/12	J		
26.	China Digital TV Holding Co. common	B	Dividend	J	T					
27.	Energy Solutions Inc. common		None			Sold	7/10/12	J		
28.	American Reprographics Co. common		None	J	T					
29.	Power One Inc. common		None			Sold	03/23/12	J		
30.	PIMCO Total Return Fund	A	Dividend	J	T	Buy	4/24/12	J		
31.	PIMCO Total Return Fund	B	Dividend	L	T	Buy (add'l)	5/14/12	K		
32.	PIMCO Total Return Fund	A	Dividend	J	T	Buy (add'l)	6/05/12	J		
33.	PIMCO Total Return Fund	A	Dividend	J	T	Buy (add'l)	6/19/12	J		
34.	Westport Innovations Inc. common		None	K	T	Buy	5/09/12	K		

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 I12 = 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 \$5,000,000	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	

FINANCIAL DISCLOSURE REPORT

Page 6 of 8

Name of Person Reporting

KEARSE, AMALYA L.

Date of Report

05/14/2013

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	35. Heckmann Corp. common		None	J	T	Buy	7/10/12	J	
36. Heckmann Corp. common		None	J	T	Buy (add'l)	8/08/12	J		
37. Clean Energy Fuels Corp. common		None	J	T	Buy	3/23/12	J		
38. Clean Energy Fuels Corp. common		None	J	T	Buy (add'l)	4/03/12	J		
39. Clean Energy Fuels Corp. common		None	J	T	Buy (add'l)	4/24/12	J		
40. Clean Energy Fuels Corp. common		None	J	T	Buy (add'l)	5/09/12	J		
41.									

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FINANCIAL DISCLOSURE REPORT

Page 7 of 8

Name of Person Reporting	Date of Report
KEARSE, AMALYA L.	05/14/2013

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

All Explanations are re part VII:

All investments shown in previous report as having no value at end of the prior reporting period were sold, dissolved, or otherwise disposed of during that period and have been deleted from the form.

Lines 22 and 23: Some shares of Activision Blizzare Inc. were donated to charity; all remaining shares were sold on the date indicated. No shares of this asset were owned at the end of the reporting period.

Any multiple entries for the same security, required in prior report because there were transactions on different dates, have been consolidated to the extent appropriate.

FINANCIAL DISCLOSURE REPORT

Page 8 of 8

Name of Person Reporting	Date of Report
KEARSE, AMALYA L.	05/14/2013

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/ AMALYA L. KEARSE**

NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILLFULLY 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 Suite 2-301 One Columbus Circle, N.E. Washington, D.C. 20544
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