AO 10
Rev. 1/2013

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)	2. Court or Organization	3. Date of Report
Ebel, David M.	Tenth Circuit Court of Appeals	05/03/2013

4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time)	5a. Report Type (check appropriate type)	6. Reporting Period
U.S. Circuit Judge (Senior)	☐ Nomination Date ☐ Initial ☑ Annual ☐ Final 5b. ☑ Amended Report	01/01/2012 to 12/31/2012

7. Chambers or Office Address

Byron White U.S. Courthouse
1823 Stout Street
Room 109L
Denver, CO 80257

***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.**

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

☑ NONE *(No reportable positions.)*

	POSITION	NAME OF ORGANIZATION/ENTITY
1.		
2.		
3.		
4.		
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
Ebel, David M.	05/03/2013

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.)*

DATE	SOURCE AND TYPE	INCOME (yours, not spouse's)
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.)*

DATE	SOURCE AND TYPE
1. 2012	Public Employees Retirement Association (PERA) -- retirement
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. Oklahoma City University	4/8/12 - 4/12/12	Oklahoma City, OK	Jurist-in-Residence	Airfare and rental car
2.				
3.				
4.				
5.				

Name of Person Reporting	Date of Report
Ebel, David M.	05/03/2013

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
Ebel, David M.	05/03/2013

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)	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.	Fidelity Magellan Fd.	A	Dividend	J	T	Buy	11/15/12	J		
2.	" " "					Buy	12/11/12	J		
3.	Janus Contrarian Fund D	A	Dividend	J	T					
4.	Janus Global Life Science Fd. D	A	Dividend	K	T	Buy	1/6/12	J		
5.	" " "					Buy	12/11/12	J		
6.	Janus Money Market Fd. D	A	Interest	K	T	Sold (part)	1/6/12	L	A	
7.	" " "					Sold (part)	3/7/12	J	A	
8.	" " "					Buy	4/24/12	K		
9.	" " "					Buy	5/17/12	J		
10.	" " "					Sold (part)	11/15/12	J	A	
11.	" " "					Sold (part)	12/11/12	K	A	
12.	US Bank	A	Interest	K	T					
13.	Janus Global Select Fund D	A	Dividend	J	T	Buy	1/6/12	J		
14.	" " "					Buy	3/7/12	J		
15.	" " "					Sold (part)	4/24/12	J	A	
16.	" " "					Sold (part)	5/17/12	J	A	
17.	Fidelity Cash Reserve	A	Interest	J	T	Sold (part)	1/6/12	K	A	

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		

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Ebel, David M.	05/03/2013

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 (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. " " "					Sold (part)	3/7/12	J	A	
19. " " "					Buy	4/24/12	K		
20. " " "					Sold (part)	11/15/12	J	A	
21. " " "					Sold (part)	12/11/12	K	A	
22. Fidelity Select Energy Service Fd.	A	Dividend	J	T	Sold (part)	4/24/12	J	A	
23. " " "					Sold (part)	11/15/12	J	A	
24. EYEris Class A Common Stock	A	Dividend	J	T					
25. EYEris Class B Common Stock	A	Dividend	J	T	Sold (part)	12/26/12	J	A	
26. Janus Growth & Income Fd. D	A	Dividend	K	T	Buy	11/15/12	J		
27. " " "					Buy	12/11/12	J		
28. Fidelity U.S. Gov't Reserves	A	Interest	J	T					
29. Fidelity Energy Market Fd.	A	Dividend	J	T	Buy	3/7/12	J		
30. Fidelity Value Fd.	C	Dividend	K	T	Buy	11/15/12	J		
31. " " "					Buy	12/11/12	J		
32. Fidelity Diversified Int'l Fd.	A	Dividend	K	T	Buy	3/7/12	J		
33. " " "					Buy	12/11/12	J		
34. Dodge & Cox Stock Fd.			L	T	Buy	1/6/12	J		

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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☐ 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. " " "					Sold (part)	4/24/12	K	A	
36. " " "					Buy	11/15/12	J		
37. " " "					Buy	12/11/12	J		
38. Dodge & Cox Balanced Fd.	A	Dividend	J	T	Buy	12/12/12	J		
39. Dodge & Cox Income Fd.	B	Interest	J	T	Sold (part)	1/6/12	J	A	
40. " " "					Sold (part)	3/7/12	K	B	
41. " " "					Buy	4/24/12	K		
42. " " "					Buy	5/17/12	J		
43. " " "					Sold (part)	11/15/12	J	A	
44. " " "					Sold (part)	12/11/12	K	B	
45. Royce Opportunity Fd.	A	Dividend	J	T	Buy	11/15/12	J		
46. Royce Total Returns Fd.	B	Dividend	K	T	Sold (part)	1/6/12	J	B	
47. Janus Overseas Fd. D.	A	Dividend			Buy	3/7/12	J		
48. " " "					Sold	4/24/12	J	A	
49. " " "					Sold (part)	5/17/12	J	A	
50. " " "					Sold	11/15/12	J	A	
51. Janus Short-Term Bond Fd.	A	Dividend	J	T	Sold (part)	3/7/12	K	A	

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	
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52.	" " "					Sold (part)	12/11/12	J	A	
53.	Intech U.S. Core Fd. D	B	Distribution	L	T	Buy	1/6/12	J		
54.	" " "					Buy	5/17/12	J		
55.	" " "					Buy	12/11/12	J		
56.	Perkins Mid-Cap Value Fd. D	B	Int/Div.	J	T	Sold (part)	4/24/12	J	A	
57.	" " "					Sold (part)	5/17/12	J	A	
58.	" " "					Sold (part)	11/15/12	J	A	
59.	Fidelity Int'l Small Cap Fd.	A	Dividend	J	T	Buy	3/7/12	J		
60.	Fidelity Contra Fd.	A	Dividend	J	T	Buy	12/11/12	J		
61.	Fidelity Select Wireless Fd.	A	Dividend	J	T	Buy	1/6/12	J		
62.	" " "					Sold (part)	4/24/12	J	A	
63.	Fidelity Select Natural Gas Fd.	A	Dividend			Sold (part)	4/24/12	J	A	
64.	" " "					Sold	11/15/12	J	A	
65.	Dodge & Cox International Fd.	B	Dividend	K	T	Buy	3/7/12	K		
66.	" " "					Sold (part)	4/24/12	J	A	
67.	" " "					Sold (part)	5/17/12	J	A	
68.	" " "					Sold (part)	4/15/12	J	A	

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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69. " " "					Buy	12/11/12	J		
70. Pennsylvania Mutual Fd.	A	Dividend	J	T	Buy	1/6/12	J		
71. Royce Premier Fd.	A	Dividend	K	T	Buy	1/6/12	J		
72. Royce 100 Fd.	A	Dividend	J	T	Sold (part)	11/15/12	J	A	
73. Royce Value Fd.	A	Dividend	J	T					
74. Northwestern Mutual Modified Whole Life Policies	E	Interest	M	T					
75. Mass. Mutual Whole Life Policy	C	Interest	K	T					
76. Thrivant Lutheran Brotherhood Whole Life Policy	B	Interest	K	T					
77. Janus Enterprise Fund D	A	Dividend	K	T	Buy	1/6/12	J		
78. " " "					Sold (part)	4/24/12	J	A	
79. " " "					Buy	12/11/12	J		
80. Janus Global Research Fd. D	A	Dividend	K	T	Buy	1/6/12	J		
81. " " "					Buy	11/15/12	J		
82. " " "					Buy	12/10/12	J		
83. Fidelity Canada Fd.	A	Dividend	J	T	Buy	1/6/12	J		
84. " " "					Sold (part)	4/24/12	J	A	
85. " " "					Sold (part)	11/15/12	K	B	

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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86. " " "					Sold (part)	12/11/12	J	A	
87. Fidelity Real Estate Investments	A	Dividend	K	T	Buy	1/6/12	J		
88. " " "					Sold (part)	3/7/12	J	A	
89. " " "					Buy	11/15/12	J		
90. " " "					Buy	12/11/12	J		
91. Fidelity Environmental Alternative Energy	A	Dividend	J	T					
92. Janus Fund D	A	Dividend	K	T	Buy	12/11/12	J		
93. Fidelity Select Natural Resources	A	Dividend	J	T	Sold (part)	4/24/12	J	A	
94. Dodge & Cox Global Stock Fd.	A	Dividend	J	T	Buy	3/7/12	K		
95. " " "					Sold (part)	4/24/12	J	A	
96. " " "					Sold (part)	5/17/12	J	A	
97. " " "					Sold (part)	11/15/12	J	A	
98. " " "					Buy	12/11/12	J		
99. Janus Triton Fund D	A	Dividend	J	T	Buy	1/11/12	J		
100. Fidelity Acct. Individual	A	Interest	J	T	Buy	11/29/11	J		
101. " " "					Buy	11/30/12	J		
102. General Motors Co.			J	T	Buy	12/31/12	J		

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	
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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				
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103. Open Intelligence Software Group, Inc. Class A Common Stock		None	J	T	Buy	12/21/12	J		
104. Lyza Software Group, Inc. Class A Common Stock		None	J	T	Buy	12/21/12	J		

1. Income Gain 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
(See Columns B1 and D4)	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	J =$15,000 or less	K =$15,001 - $50,000	L =$50,001 - $100,000	M =$100,001 - $250,000	
(See Columns C1 and D3)	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	
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VIII. ADDITIONAL INFORMATION OR EXPLANATIONS. *(Indicate part of report.)*

VII - Line 53: Intech Risk-Managed Care Fund D had a name change to Intech U.S. Care Fd. D.

VII - Line 100: Fidelity Acct. Individual. This account was established on November 29, 2011. It was inadvertently not reported in my 2011 Financial Disclosure, but was held only in cash throughout the remainder of 2011. It raised no conflicts as I had no cases during that time involving Fidelity.

AMENDMENT: IV. REIMBURSEMENTS: This section was amended to include travel expenses paid for by Oklahoma City University for travel to Oklahoma City University Law School as a Jurist-in-Residence.

Name of Person Reporting	Date of Report
Ebel, David M.	05/03/2013

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/ David M. Ebel

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
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