

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2012

1. Person Reporting (last name, first, middle initial) Benitez, Roger T.	2. Court or Organization U. S. District Court, Southern District of California	3. Date of Report 03/20/2013
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) District Judge, Active	5a. Report Type (check appropriate type) <input type="checkbox"/> Nomination <input type="checkbox"/> Date <input type="checkbox"/> Initial <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final	6. Reporting Period 01/01/2012 to 12/31/2012
5b. <input type="checkbox"/> Amended Report		

7. Chambers or Office Address

940 Front Street
San Diego, California 92101

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.)*

	<u>POSITION</u>	<u>NAME OF ORGANIZATION/ENTITY</u>
1.	Executor of Estate	
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.		
2.		
3.		

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Name of Person Reporting Benitez, Roger T.	Date of Report 03/20/2013
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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> <small>(yours, not spouse's)</small>
1. 2012	Executor fees	\$15,000.00
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. 2012	California State Teachers Retirement
2. 2012	self employed-- tutoring
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.				

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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. JP Chase Morgan Mortgage	Mortgage	N
2.		
3.		
4.		
5.		

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Name of Person Reporting

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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) 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. Parcel 2 El Centro, Ca (98,026)	D	Rent	L	S				
2. Parcel 3 El Centro, Ca (106,694)		None	M	S					
3. Parcel 4 Salton City, Ca (2,508)		None	J	S					
4. Parcel 5 San Diego, CA (310,000) (X)	E	Rent	N	S					
5. Northern Life Annuity/ING	B	Interest	K	T					
6. Brokerage account-- MSSB---									
7. Citibank- Bank Deposit Program	B	Interest	K	T					
8. Automatic Data Processing ADP-common stock	A	Dividend	K	T	Buy (add'l)	06/04/12	J		
9. BP PLC Sponsor BP- common stock	A	Dividend			Sold	05/04/12	J	A	
10. Berkshire Hathaway B-BRKB-common stock		None	K	T					
11. Bristol Myers BMY sommon stock	A	Dividend	J	T					
12. Caterpillar (CAT)	A	Dividend			Sold	04/12/12	J	A	
13. Centurylink CTL common stock	A	Dividend	J	T	Buy (add'l)	06/4/12	J		
14. Chevron Corp.-CVX-common stock	A	Dividend	J	T					
15. Ei Dupont-DD-common stock	A	Dividend			Buy (add'l)	06/20/12	J		
16.					Sold	11/20/12	J	A	
17. General Electric- GE-common stock	A	Dividend	K	T	Buy (add'l)	06/20/12	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
 P3=\$25,000,001 - \$50,000,000 P4=More than \$50,000,000
 3. Value Method Codes Q=Appraisal R=Cost (Real Estate Only) S=Assessment T=Cash Market
 (See Column C2) U=Book Value V=Other W=Estimated

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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		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 Method 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. Pitney Bowes, Inc.-PBI-common stock	A	Dividend			Sold	02/25/12	J	A	
19. Duke Energy DUK-FKA Progress Energy-common stock	B	Dividend	K	T	Buy (add'l)	06/04/12	J		
20. Proctor & Gamble-PG-common stock	A	Dividend	J	T					
21. At&t (T)	A	Dividend	J	T					
22. Freeport McMoran (FCX)	A	Dividend			Sold	03/05/12	J	A	
23.			J	T	Buy	09/14/12	J		
24. Teva Pharm (TEVA)	A	Dividend			Sold	05/17/12	J	A	
25. Chicago Board of Trades (CBOE)	A	Dividend			Sold	05/08/12	J	A	
26. Annaly Capital --NLY	A	Dividend			Buy	02/17/12	J		
27.					Sold	10/15/12	J	A	
28. National Fuel Gas Co. (NFG)		None	J	T	Buy	02/15/12	J		
29. Ares Capital- (ARCC)	A	Interest	J	T	Buy	02/17/12	J		
30. Vale S.A - (VALE)		None			Buy	03/02/12	J		
31.			J	T	Buy (add'l)	06/20/12	J		
32. Royal Dutch Shell- (RDS'B)	A	Dividend	J	T	Buy	02/09/12	J		
33. Wells Fargo Bank-(WFC)		None			Buy	02/15/12	J		
34.					Sold	02/23/12	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
 P3=\$25,000,001 - \$50,000,000 P4=More than \$50,000,000
 3. Value Method Codes Q=Appraisal R=Cost (Real Estate Only) S=Assessment T=Cash Market
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	(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 Method 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)
35. Ameren Corp- AEE common stock	A	Dividend			Sold	11/14/12	J	A	
36. Brokerage account-- LPL									
37. Crosstex Energy LP- limited partnership interest--XTEX	A	Dividend	J	T					
38. Natural Resource Partners (NRP)	A	Dividend			Buy (add'l)	02/12/12	J		
39.					Buy (add'l)	11/07/12	J		
40.					Sold	11/12/12	K	B	
41. Mueller Water Products--MWA	A	Dividend			Sold	11/14/12	J	A	
42. Tortoise MLP Fund--NTG	A	Dividend			Sold	11/15/12	J	A	
43. Dinuba CA Fing Wastewtr Reclamation Reclamation----- Bond	A	Interest			Sold	07/20/12	J	B	
44. Travelzoo, Inc (TZOO)		None			Sold	10/12/12	J	A	
45. Gulf IS Fabrication (GIFI)	A	Dividend			Sold	10/26/12	J	A	
46. Health Care Reit, Inc. (HCN)	A	Dividend	J	T					
47. First Trust Energy Infra Fund (FIF)	A	Dividend	J	T					
48. Teekay LNG Partners- Limited Partnership (TGP)		None	J	T	Buy	12/04/12	J		
49. First Trust MLP & Energy Income Fund-- (FEI)	A	Dividend	J	T	Buy	11/27/12	J		
50. Capstead Mortgage REIT-(CMO)	A	Dividend			Buy	07/27/12	J		
51.					Sold	10/02/12	J	A	

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
 (Sec 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
 (Sec 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
 3. Value Method Codes Q = Appraisal R = Cost (Real Estate Only) S = Assessment T = Cash Market
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	(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 Method 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)
52. Stag Industrial --(STAG)	A	Dividend	J	T	Buy	09/07/12	J		
53. Columbia Strategic Fund Income Class A-- (COSIX) (X)	A	Dividend	J	T					
54. Franklin Fund-small cap growth fund I- FRSGX class	A	Interest	J	T					
55. Valic---									
56. Valic Fixed Account Plus	A	Dividend	J	T					
57. Valic Midcap Strat. GR/Morgan Stanley	A	Interest	J	T					
58. AIG Valic Mid Cap Fund (Wellington)	A	Interest	K	T					
59. Valic Small Cap Special Value-Evergreen/ Putnam	A	Interest	J	T					
60. Valic International Small Cap Equity/ AIG	A	Interest	J	T					
61. Washington Mutual-(now Chase Bank-) aggregate	A	Interest	N	T					
62. San Diego County Credit Union aggregate	A	Interest	M	T					
63. Bank of America aggregate	A	Interest	K	T					
64. Scottrade - moneymarket (Y)									
65. Baidu, Inc. (BIDU)		None			Sold	12/21/12	J	A	
66. American Airlines- AAMRQ common stock		None	J	T	Buy	02/09/12	J		
67. Executor of Estate---									
68. Chase Mnahattan (aggregate)	A	Interest			Closed	10/16/12	M		

- | | | | | | |
|--|---|--|--|--|-----------------------|
| 1. Income Gain Codes:
(Sec Columns B1 and D4) | A =\$1,000 or less
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| 2. Value Codes
(Sec Columns C1 and D3) | J=\$15,000 or less
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P3=\$25,000,001 - \$50,000,000 | K=\$15,001 - \$50,000
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P1=\$1,000,001 - \$5,000,000
P4=More than \$5,000,000 | M=\$100,001 - \$250,000
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| 3. Value Method Codes
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	Amount Code 1 (A-H)	Type (e.g., div., rent, or int.)	Value Code 2 (J-P)	Value Method 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)
69. Citibank (aggregate)	A	Interest			Closed	10/16/12	M		
70. California Bank and Trust	A	Interest	K	T					
71. ---Property 1, Tampa Florida, \$52,871	A	Rent			Sold	03/09/12	K	A	
72. ---Property 2, Tampa Florida, \$60,801		None			Sold	02/10/12	L	A	
73. ---Property 3, St. Cloud, Florida, \$72,000		None			Sold	08/24/12	K	A	
74.									
75.									
76.									

- | | | | | | |
|--|--|--|--|--|-------------------------|
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P1 = \$1,000,001 - \$5,000,000
P4 = More than \$50,000,000 | D = \$5,001 - \$15,000
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| 3. Value Method Codes
(See Column C2) | | | | | |

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

1. Part VII, lines 23 and 24 and 38 of prior years report were deleted as value was either zero (0) or below reporting limit.

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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: **s/ Roger T. Benitez**

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