

**FINANCIAL DISCLOSURE REPORT
FOR CALENDAR YEAR 2005**

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) Benitez, Roger T	2. Court or Organization Southern District/California	3. Date of Report 05/01/2006
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, Date <input type="checkbox"/> Initial <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final 5b. <input type="checkbox"/> Amended Report	6. Reporting Period 01/01/2005 to 12/31/2005
7. Chambers or Office Address United States District Court 940 Front St. San Diego, CA 92101	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 instructions.)

NONE (No reportable positions.)

	<u>POSITION</u>	<u>NAME OF ORGANIZATION/ENTITY</u>
1.		
2.		
3.		
4.		
5.		

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 FEDERAL BUREAU OF INVESTIGATION
 U.S. DEPARTMENT OF JUSTICE

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

NONE (No reportable agreements.)

	<u>DATE</u>	<u>PARTIES AND TERMS</u>
1.		
2.		
3.		

FINANCIAL DISCLOSURE REPORT

Page 2 of 8

Name of Person Reporting

Benitez, Roger T

Date of Report

05/01/2006

III. NON-INVESTMENT INCOME. *(Reporting individual and spouse; see pp. 17-24 of 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.		
5.		

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. 2004	Sycuan Band of Kumeyaay Nation
2.	
3.	
4.	
5.	

IV. REIMBURSEMENTS – *transportation, lodging, food, entertainment.*

(Includes those to spouse and dependent children. See pp. 25-27 of instructions.)

NONE *(No reportable reimbursements.)*

<u>SOURCE</u>	<u>DESCRIPTION</u>
1.	
2.	
3.	
4.	
5.	

FINANCIAL DISCLOSURE REPORT

Page 3 of 8

Name of Person Reporting

Benitez, Roger T

Date of Report

05/01/2006

V. GIFTS. *(Includes those to spouse and dependent children. See pp. 28-31 of 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. 32-34 of 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

Benitez, Roger T

Date of Report

05/01/2006

VII. INVESTMENTS and TRUSTS – income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 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, merger, redemption)	If not exempt from disclosure			
						(2) Date Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code I (A-H)	(5) Identity of buyer/seller (if private transaction)
1. [REDACTED] El Centro, CA (87,161)	C	Rent	L	S					
2. [REDACTED] El Centro, CA (83,000)	C	Rent	L	S					
3. [REDACTED] vacant property-Salton City, CA		None	J	Q					
4. Intel Corp common stock	A	Divident	J	T					
5. Smith Barney Money Funds, Govt, Port Palm Springs, CA (IRA)	A	Interest	J	T					
6. Franklin Fund-small cap growth fund I class a	A	Divident	J	T					
7. Cisco Systems-common stock	A	Dividend	J	T					
8. Pfizer Inc, -common stock	A	Dividend	J	T					
9.	A	Dividend	J	T	buy	04/19	J		
10. Northern Life-Annuity/Now ING	B	Interest	K	T					
11. Valley Independent Bank, IRA CD account 1	B	Interest			close	05/26	M		
12. Valley Independent Bank, IRA CD account 2	A	Interest	K	T					
13. Valley Independent Bank, checking account 3	A	Interest	J	T					
14. Government Agencies Federal Credit Union, IRA account 1	A	Interest			close	07/15	K		
15. Government Agencies Federal Credit Union, Savings account 2	B	Interest			close	05/03	M		
16. Government Agencies Federal Credit Union savings account 4	A	Interest			close	10/07	J		
17. Government Agencies Federal Credit Union savings account 5	A	Interest			close	05/03	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	K = \$15,001 - \$50,000 O = \$500,001 - \$1,000,000	L = \$50,001 - \$100,000 P1 = \$1,000,001 - \$5,000,000	M = \$100,001 - \$250,000 P2 = \$5,000,001 - \$25,000,000	
3. Value Method Codes (See Column C2)	P3 = \$25,000,001 - \$50,000,000 Q = Appraisal U = Book Value	R = Cost (Real Estate Only) V = Other	P4 = More than \$50,000,000 S = Assessment W = Estimated	T = Cash Market	

FINANCIAL DISCLOSURE REPORT

Page 5 of 8

Name of Person Reporting

Benitez, Roger T

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						(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. Government Agencies Federal Credit Union account 6	A	Interest			close	05/03	J		
19. American Airlines-Common Stock	A	Dividend	J	T					
20. Pacific Southwest Airlines-Common Stock	A	Dividend	J	T					
21. Evergreen Small Cap	A	Dividend	J	T					
22. Valic Fixed Account Plus	A	Interest	J	T					
23. General Electric-common stock	A	Dividend	J	T					
24. Mirant Corp-common stock	A	Dividend	J	T					
25. Microsoft-common stock	A	Dividend	J	T					
26. Gillette-common stock-- now Proctor & Gamble	A	Dividend	J	T					
27. Citigroup-common stock	A	Dividend	J	T					
28. Amgen-common stock	A	Dividend	J	T					
29. Ei Dupont-common stock	A	Dividend	J	T					
30. EC State Street Building, LLC-Note	F	Interest	O	U					
31. Citibank-Bank Deposit	B	Interest	L	T					
32. AIG Valic Mid Cap Fund (Wellington)	A	Dividend	J	T					
33. AIG Valic Nasdaq 100 Index Fund	A	None	J	T					
34. AIG Valic Science & Technology T. Rowe Price	A	Dividend	J	T					

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FINANCIAL DISCLOSURE REPORT

Page 6 of 8

Name of Person Reporting

Benitez, Roger T

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						(2) Date Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
35. Cabrillo Credit Union	A	Interest			close	02/04	J		
36. World Savings IRA	B	Interest	K	T	opened	07/19	K		
37. World Savings	A	Interest	K	T	opened	05/19	K		
38. World Savings	A	Interest	M	T	opened	10/21	M		
39. World Savings	A	Interest	J	U	opened	06/27	J		
40. Washington Mutual	B	Interest	L	T	opened	02/05	L		
41. Washington Mutual	A	Interest	J	T	opened	02/05	J		
42. San Diego Community Credit Union IRA	B	Interest	M	T	opened	05/26	M		
43. San Diego Community Credit Union savings	A	Interest	J	T	opened	10/07	J		
44. Bank of America (X) aggregate	A	Interest	J	T					
45. Bank of America	A	Dividend	J	T	buy	04/19	J		

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FINANCIAL DISCLOSURE REPORT

Page 7 of 8

Name of Person Reporting

Benitez, Roger T

Date of Report

05/01/2006

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

VII. Line 34. Reported 09/29/05.

VII. Line 43. Prior account, aggregate exceeded reporting limit.

FINANCIAL DISCLOSURE REPORT

Page 8 of 8

Name of Person Reporting

Benitez, Roger T

Date of Report

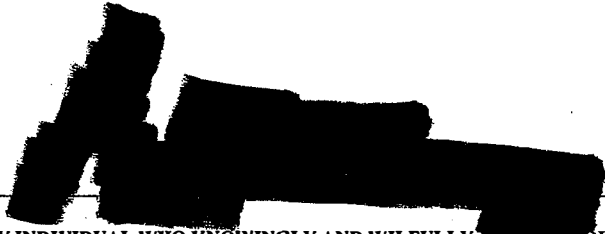
05/01/2006

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



Date

5/02/06

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