

**FINANCIAL DISCLOSURE REPORT
FOR CALENDAR YEAR 2010**

*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) Cercone, David S.	2. Court or Organization USDC, WDPA	3. Date of Report 04/18/2011
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. 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 01/01/2010 to 12/31/2010
7. Chambers or Office Address Suite 7270, 700 Grant Street U.S. Courthouse Pittsburgh, PA 15219	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: <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. Sign on last page.</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. Director	Boys and Girls Club of Western Pennsylvania
2. Custodian	Account #1
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. 2002	Administrative Office of PA Courts - eligible to receive health care benefits for life
2. 2003	Pa. State Employees' Retirement System - elected to receive montly pension payment for life
3.	

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting Cercone, David S.	Date of Report 04/18/2011
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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> <i>(yours, not spouse's)</i>
1. 2010	University of Pittsburgh - teaching salary	\$14,200.00
2. 2010	PA. State Employees' Retirement System - pension	\$34,966.00
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.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>
1. 2010	Administrative Office of PA Courts - magisterial district judge's salary
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.					

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Name of Person Reporting

Cercone, David S.

Date of Report

04/18/2011

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.	Chase Home Finance	Mortgage on Rental Property Naples, FL (Pt. VII, line 17)	M
2.	Allegheny Valley Bank of Pittsburgh	Bank loan	J
3.			
4.			
5.			

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Name of Person Reporting

Cercone, David S.

Date of Report

04/18/2011

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.	Delaware Tax Free PA Mutual Fund	A	Dividend	K	T					
2.	Davis NY Venture Mutual Fund	C	Dividend	K	T					
3.	Citizens Bank Accounts	A	Interest	K	T					
4.	American Balanced Fund 529B	B	Dividend	J	T	Sold (part)	12/17/10	J	A	
5.	American Funds Cash Mgt Trust of America-529B	A	Dividend	J	T					
6.	IRA	D	Dividend	M	T					
7.	- American Funds: Bond Fund of America									
8.	- American Funds: Capital Income Builder									
9.	-American Funds: Income Fund of America									
10.	-American Funds: Cash Mgt. Trust of America									
11.	American Funds: Income Fund of America	A	Dividend	J	T					
12.	Wachovia Bank: Bank Deposit Sweep Money Market	A	Interest	J	T					
13.	Rental Property, Naples, FL (8/11/2003 \$265,000)	D	Rent	N	R					
14.										
15.										
16.										
17.										

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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Name of Person Reporting	Date of Report
Cercone, David S.	04/18/2011

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

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Name of Person Reporting

Cercone, David S.

Date of Report

04/18/2011

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 S. Cercone**

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)

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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		(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)
1.	Delaware Tax Free PA Mutual Fund	A	Dividend	K	T					
2.	Davis NY Venture Mutual Fund	C	Dividend	K	T					
3.	Citizens Bank Accounts	A	Interest	K	T					
4.	Account #1 (Custodian)									
5.	-American Balanced Fund 529B	B	Dividend	J	T	Sold (part)	12/17/10	J	A	
6.	-American Funds Cash Mgt Trust of America-529B	A	Dividend	J	T					
7.	IRA	D	Dividend	M	T					
8.	- American Funds: Bond Fund of America									
9.	- American Funds: Capital Income Builder									
10.	-American Funds: Income Fund of America									
11.	-American Funds: Cash Mgt. Trust of America									
12.	American Funds: Income Fund of America	A	Dividend	J	T					
13.	Wachovia Bank: Bank Deposit Sweep Money Market	A	Interest	J	T					
14.	Rental Property, Naples, FL (8/11/2003 \$265,000)	D	Rent	N	R					
15.	U.S. Savings Bond	A	Interest	J	T					
16.										
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Signature: s/ **David S. Cercone**

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