

**FINANCIAL DISCLOSURE REPORT  
FOR CALENDAR YEAR 2011**

*Report Required by the Ethics  
in Government Act of 1978  
(5 U.S.C. app. §§ 101-111)*

<b>1. Person Reporting (last name, first, middle initial)</b>  MILLER, GRAY H.	<b>2. Court or Organization</b>  U.S. DIST. COURT, SO. DIST. TX	<b>3. Date of Report</b>  08/01/2012
<b>4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time)</b>  U.S. DISTRICT JUDGE - ACTIVE	<b>5a. Report Type (check appropriate type)</b> <input type="checkbox"/> Nomination <input type="checkbox"/> Date <input type="checkbox"/> Initial <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final <b>5b.</b> <input type="checkbox"/> Amended Report	<b>6. Reporting Period</b>  01/01/2011 to 12/31/2011
<b>7. Chambers or Office Address</b>  BOB CASEY U. S. COURTHOUSE 515 RUSK AVE HOUSTON, TX 77002		
<b>IMPORTANT NOTES:</b> <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. Insert signature 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. Member of the Advisory Board	USS Cavalla Historical Foundation
2. Member of the Board	Garland R. Walker American Inn of Court
3. Member of the Board	Federal Bar Association - Southern District of Texas
4. Member of the Executive Committee	Houston Marine Insurance Seminars, Inc.
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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**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.				

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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. Trapeze Capital Corp.	Margin Account	K
2.		
3.		
4.		
5.		

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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.	Everbank Bank Accounts	A	Interest	K	T	Open	08/02/11	J
2.	Performex Multi Manager Fund 3c1 LP	B	Int./Div.	N	T					
3.		F	Distribution							
4.	Brokerage Account #1 (formerly Brokerage ...									See Note in Part VIII
5.	- Corridor Res Inc. Common Stock		None	J	T	Sold (part)	06/03/11	J	C	
6.	- Malaga Inc		None	J	T					
7.	- ORCA Exploration		None	J	T	Sold (part)	06/10/11	J	B	
8.	- Goldfarb Corp Cl-A Svs		None			Sold	06/03/11	J	B	
9.	- Petrolifera Petroleum Ltd		None			Sold	03/15/11	J		
10.	- Specialty Foods Grp Vr/Rt 14/Dec 11	A	Interest	J	T					
11.	- St. Andrew Goldfields - New Common Stock		None	J	T					
12.	- Aetna Inc- New Common Stock	A	Dividend			Sold (part)	05/27/11	J	B	
13.						Sold	06/03/11	J	B	
14.	- BJS Restaurants Inc		None			Sold	01/17/11	J		See Note in Part VIII
15.						Buy	08/05/11	J		
16.						Buy	08/11/11	J		
17.	- Kroger Co Common Stock	A	Dividend			Sold	08/23/11	J	A	

1. Income Gam 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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## 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 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)
	18. - Clorox Company Common Stock		None			Sold	01/07/11	J	A
19. - CVS Caremark Corporation Common	A	Dividend			Sold	04/20/11	J	A	
20. - Jack in the Box Inc Common		None			Sold	4/19/11	J	A	
21. - Aflac Inc Common		None			Sold	01/11/11	J	A	
22. - Goldman Sachs Group Inc Common		None			Sold	01/11/11	J	A	
23. - Xcite Energy Ltd Common		None	J	T	Sold (part)	10/07/11	J	A	
24. - Aurcana Corporation (formerly Aurcana....		None			Buy (add'l)	05/09/11	J		See Note in Part VIII
25.					Sold (part)	04/13/11	J	B	
26.					Sold (part)	04/18/11	J	B	
27.					Sold (part)	04/19/11	J	A	
28.					Sold	05/04/11	J	B	
29. - WTS-Aurcana Corp 07Dec13		None			Sold	05/09/11	J		
30. - Maniotok Energy Inc 23Apr2011		None	J	T	Buy (add'l)	04/13/11	J		
31. - Porto Energy (Y)									
32. - Hewlett Packard Co Common Stock	A	Dividend			Sold	05/20/11	J		
33.					Buy	06/28/11	J		
34.					Sold	10/06/11	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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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)
	35. - Cisco Systems Inc Common Stock	A	Dividend			Sold	05/17/11	J	
36. - General Motors 5.25% (Y)									
37. - General Motors Company	A	Dividend			Spinoff (from line 36)	04/25/11	J		
38.					Sold	10/06/11	J		
39. - MasterCard Inc CL-A Common Stock	A	Dividend			Sold (part)	03/21/11	J	A	
40.					Sold	06/01/11	J	B	
41. - Dineequity Inc Common Stock		None			Sold	01/07/11	J		See Note in Part VIII
42.					Sold	01/18/11	J		
43.					Buy	06/13/11	J	A	
44.					Buy	06/16/11	J	A	
45. - Dynacor Gold Mines Inc Common Stock		None	J	T					
46. - Cline Mining Corp Common Stock		None	J	T	Buy	03/16/11	J		
47. - Southern Pacific Resource Corp Common Stock		None	J	T	Buy	03/23/11	J		
48. - Dell Inc Common Stock		None	J	T	Buy	02/18/11	J		
49.					Buy (add'l)	03/21/11	J		
50.					Sold (part)	06/03/11	J	A	
51. - Cheesecake Factory Inc Common Stock		None			Sold	01/11/11	J		See Note in Part VIII

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
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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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	52.					Buy	08/11/11	J	A
53. - Dicks Sporting Goods Inc Common Stock		None			Sold	01/17/11	J		See Note in Part VIII
54.					Buy	6/15/11	J		
55. - Pivot Acquisition CV 12.00% 14April2013	A	Interest	J	T	Buy	04/14/11	J		
56. - Fortress Paper Ltd Common Stock		None	J	T	Buy	04/26/11	J		
57.					Buy (add'l)	05/27/11	J		
58. - Google Inc Common Stock		None			Buy	05/31/11	J		
59.					Sold	06/27/11	J		
60. - Put 100 SPY 08/20/11 128		None			Buy	06/21/11	J		
61.					Sold	06/23/11	J	A	
62.					Buy	06/28/11	J		
63.					Sold	06/30/11	J		
64. - Call 100 AEO 01/19/13 14.5		None	J	T	Buy	07/11/11	J		
65. - Apple Inc Common Stock		None	J	T	Buy	11/04/11	J		
66. Performex Multi Manager Fund 3c1 LP (IRA Investment)	D	Int./Div.	P1	T					
67. Trust #1									
68. - Fidelity Core Cash Account	A	Interest	J	T					

- |   |  |  |   |   |                        |
|---|--|--|---|---|------------------------|
| 1. Income Gain Codes<br>(See Columns B1 and D4) | A =\$1,000 or less<br>F =\$50,001 - \$100,000                                      | B =\$1,001 - \$2,500<br>G =\$100,001 - \$1,000,000   | C =\$2,501 - \$5,000<br>H1 =\$1,000,001 - \$5,000,000       | D =\$5,001 - \$15,000<br>H2 =More than \$5,000,000                                    | E =\$15,001 - \$50,000 |
| 2. Value Codes<br>(See Columns C1 and D3)       | J =\$15,000 or less<br>N =\$250,001 - \$500,000<br>P3 =\$25,000,001 - \$50,000,000 | K =\$15,001 - \$50,000<br>O =\$500,001 - \$1,000,000 | P1 =\$1,000,001 - \$5,000,000<br>P4 =More than \$50,000,000 | L =\$50,001 - \$100,000<br>M =\$100,001 - \$250,000<br>P2 =\$5,000,001 - \$25,000,000 |                        |
| 3. Value Method Codes<br>(See Column C2)        | Q =Appraisal<br>U =Book Value  | R =Cost (Real Estate Only)<br>V =Other               | S =Assessment<br>W =Estimated                               | T =Cash Market  |                        |

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	(1) Amount	(2) Type (e.g., div., rent, or int.)	(1) Value	(2) Value	(1) Type (e.g., buy, sell, redemption)	(2) Date	(3) Value	(4) Gain	(5) Identity of buyer/seller (if private transaction)
	Code 1 (A-H)		Code 2 (J-P)	Code 3 (Q-W)		mm/dd/yy	Code 2 (J-P)	Code 1 (A-H)	
69. - Short Dow30 ProShares ETF		None	J	T					
70. - Ultra Short Dow30 ProsShares ETF		None			Sold	08/09/11	J		
71. - Exxon Mobil Corp Common Stock	A	Dividend	J	T					
72. Trust #2									
73. - Fidelity Core Cash Account	A	Interest	J	T					
74. - Short Dow30 ProShares ETF		None	J	T					
75. - Ultra Short Dow30 ProsShares ETF		None			Sold	08/09/11	J		
76. - Exxon Mobile Corp Common Stock	A	Dividend	J	T					
77. Trust #3									
78. - Fidelity Core Cash Account	A	Interest	J	T					
79. - ProShares Short QQQ (PSQ)		None	J	T	Buy	04/05/11	J		
80. - ProShares Trust Short Dow 30 (DOG)		None	J	T	Buy	04/05/11	J		
81. - ProShares Short Russell 2000 (RWM)		None	J	T	Buy	12/05/11	J		
82. - ProShares UltraShort Euro (EUO)		None	J	T	Buy	12/05/11	J		
83. - ProShares Short Real Estate Fd (REK)		None	J	T	Buy	12/05/11	J		

1. Income Gam 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  
 3. Value Method Codes P3 = \$25,000,001 - \$50,000,000 P4 = More than \$50,000,000  
 (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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## VIII. ADDITIONAL INFORMATION OR EXPLANATIONS. *(Indicate part of report.)*

Note: ETF stands for Exchange Traded Fund.

Part VII, page 4, line 1 - The prior year report showed Everbank Bank Account which included one account. During 2011, another account was opened so the title is now listed as Everbank Bank Accounts.

Part VII, page 4, line 4 - Brokerage Account #1 was formerly called Brokerage Account #2.

Part VII, page 4 line 14 - BJS Restaurants Inc was sold short on 01/17/11 and covered on 08/05/11 and 08/11/11. Column C has been left blank since this stock was not longer held at the end of the reporting period.

Part VII, page 5 line 24 - Aurcana Corporation was formerly known as Aurcana Corporation 08Aprl 1 and merged into Aurcana Corporation on 04/08/11.

Part VII, page 6, line 41 - Dineequity Inc was sold short on 01/07/11 and 01/18/11 and covered on 06/13/11 and 06/16/11. Column C has been left blank since this stock was not longer held at the end of the reporting period.

Part VII, page 6 line 51 - Cheesecake Factory Inc Common Stock was sold short on 01/11/11 and covered on 08/11/11. Column C has been left blank since this stock was not longer held at the end of the reporting period.

Part VII, page 7 line 53 - Dicks Sporting Goods Inc Common Stock was sold short on 01/17/11 and covered on 06/15/11. Column C has been left blank since this stock was not longer held at the end of the reporting period.

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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/ **GRAY H. MILLER**

**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