

**FINANCIAL DISCLOSURE REPORT  
FOR CALENDAR YEAR 2004**

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

1. Person Reporting (Last name, First name, Middle initial) Schnalle, David B	2. Court or Organization USCA, DC Circuit	3. Date of Report 7/11/2005
4. Title (Article III Judges indicate active or senior status; magistrate judges indicate full- or part-time) Active Circuit Judge	5. Report Type (check appropriate type) <input type="radio"/> Nomination,     Date <input type="radio"/> Initial <input checked="" type="radio"/> Annual <input type="radio"/> Final	6. Reporting Period 1/1/2004 to 12/31/2004
7. Chambers or Office Address 5108 US Courthouse 333 Constitution Avenue, NW Washington, DC 20001	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 filing instructions)

**NONE** - (No reportable positions.)

<u>POSITION</u>	<u>NAME OF ORGANIZATION/ENTITY</u>
1. President	Edward Bennett Williams American Inn of Court
2.	

**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.	

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**FINANCIAL DISCLOSURE REPORT**

Name of Person Reporting

Scutella, David B

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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>GROSS INCOME</u> (Yours, not spouse's)
1.	1/2004	GMU Law School (teaching)	\$22,500
2.	1/2004	UNC Press (royalties)	100

**B. Spouse's Non-Investment Income** - (If you were married during any portion of the reporting year, please complete this section. Dollar amount not required except for temporary.) **NONE** - (No reportable non-investment income.)

	<u>DATE</u>	<u>SOURCE AND TYPE</u>
1.		

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

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

 **NONE** - (No such reportable reimbursements.)

	<u>SOURCE</u>	<u>DESCRIPTION</u>
1.	Burnett American Inn of Court	Speech (travel, food, lodging)
2.	American Inns of Court	National Meeting (travel, food, lodging)
3.	George Mason University	Law & Economics Seminar (travel, food, lodging)

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## V. GIFTS. (Includes those to spouse and dependent children. See pp. 28-31 of instructions.)

NONE - (No such reportable gifts.)

<u>SOURCE</u>	<u>DESCRIPTION</u>	<u>VALUE</u>
1.		

## 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.		

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## VII. INVESTMENTS and TRUSTS - income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 of filing instructions.)

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 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
<input type="checkbox"/> NONE (No reportable income, assets, or transactions)									
1. US Senate Credit Union (checking, savings & money mkt)	B	Interest	K	T					
2. ING Bank (money mkt)	A	Interest	K	T					
3. E-bank	A	Interest	J	T					
4. Applebees Int'l Inc.	A	Dividend	J	T	sell	5/20	J	A	
5. Bradley Pharmaceuticals		None	J	T	sell	1/30	J	A	
6. Evergreen Select	A	Interest	K	T	part. Sell	1/30	J	A	
7. Evergreen Select					part. Sell	4/28	J	A	
8. Fannie Mae	A	Dividend	K	T	sell	10/20	J	A	
9. Marvel Enterprises Inc.		None	J	T	buy	3/5	J		
10. Marvel Enterprises Inc.					buy	7/6	J		
11. Marvel Enterprises Inc.					part. Sell	7/7	J	A	
12. Marvel Enterprises Inc.					buy	11/13	J		
13. Marvel Enterprises Inc.					buy	7/29	J		
14. Mettler-Toledo Int'l		None	J	T	sell	3/9			
15. Outback Steakhouse		None	J	T	sell	5/10	J	A	
16. Select Comfort Corp.		None	J	T	sell	10/4			
17. Sun America Dividen Strategy Fund	A	Dividend	K	T					
18. W Holding Co.	A	Dividend	J	T	buy	3/22	J	A	

1. Income/Gain Codes:	A = \$1,000 or less (See Columns B1 and D4)	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:	J = \$15,000 or less (See Columns C1 and D3)	K = \$15,001-\$50,000 D = \$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	P3 = \$25,000,001-\$50,000,000 P4 = \$More than \$50,000,000
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 the spouse and dependent children. See pp. 34-57 of filing instructions.)

A. Description of Assets (including trust assets)  Place "(X)" after each asset except 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-K)	(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 1 (A-H)	(5) Feasibility of buy/sell (if private transaction)
19. W Holding Co.					buy	4/15	J	A	
20. Dominos Pizza Inc.		None	J	T	buy	10/12			
21. Identix Inc.		None	J	T	buy	5/11			
22. Identix Inc.					buy	7/8			
23. Identix Inc.					buy	8/12			
24. Gillette Co.		None	J	T	buy	2/20	J		
25. Gillette Co.					sell	7/29	J	A	
26. Johnson & Johnson	A	Dividend	J	T	buy	1/30			
27. Lowe's Companies Inc.	A	Dividend	J	T	buy	4/28			
28. 7Eleven Inc.		None	J	T	buy	11/22	J	A	
29. Sherwin Williams	A	Dividend	J	T	buy	2/20			
30. Shuffle Master Inc.		None			buy	9/30	J		
31. Shuffle Master Inc.					sell	12/10	J	A	

1. Income/Gain Codes:	A = \$1,000 or less	B = \$1,001-\$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 = \$50,000,001-\$100,000,000		
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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## VIII ADDITIONAL INFORMATION OR EXPLANATIONS

(Indicate part of Report)

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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. § 501 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Signature



Date

07/11/05

**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