

## FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2008

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

<b>1. Person Reporting</b> (last name, first, middle initial)  Smith, Jr., Charles L.	<b>2. Court or Organization</b>  Northern District of Alabama	<b>3. Date of Report</b>  05/08/2009
<b>4. Title</b> (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time)  U.S. District Judge - Active	<b>5a. Report Type</b> (check appropriate type) <input type="checkbox"/> Nomination,                      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>  01/01/2008 to 12/31/2008
<b>7. Chambers or Office Address</b>  United States Courthouse 101 Holmes Avenue Huntsville, Ala. 35801	<b>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.</b>  Reviewing Officer _____ Date _____	
<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. 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.	_____	_____
2.	_____	_____
3.	_____	_____
4.	_____	_____
5.	_____	_____

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**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. 1981	Judicial Retirement Fund of Alabama (Retirement fund of former employer, State of Alabama), no control
2. 1981	Madison County, Alabama Retirement Fund (Retirement fund of former employer, Madison County), no control
3.	_____

**FINANCIAL DISCLOSURE REPORT**

Page 2 of 10

Name of Person Reporting

Smith, Jr., Charles L.

Date of Report

05/08/2009

**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.	2007	Madison County, Alabama Commission - 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.					

**FINANCIAL DISCLOSURE REPORT**

Page 3 of 10

Name of Person Reporting

Smith, Jr., Charles L.

Date of Report

05/08/2009

**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. Citibank	Credit Card	J
2. Regions Bank	Credit Card	J
3.		
4.		
5.		

# FINANCIAL DISCLOSURE REPORT

Page 4 of 10

Name of Person Reporting

Smith, Jr., Charles L.

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05/08/2009

## 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 Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. U.S. Savings Bonds-Series EE	A	Interest	J	T					
2. Regions Financial Corp.	B	Dividend	J	T					
3. Citi Bank Money Fund	A	Interest	J	T					
4. Meadowbrook, Ltd. 4.75% Int. in limited partnership		None	J	U					
5. Farm: Madison County, Ala.	D	Rent (Crop)	P1	W					
6. Farm Rental House: Madison County, Ala.	D	Rent (House)	L	W					
7. Crown Life Ins. - Cash Value	A	Dividend	J	T					
8. Apple Computer, Inc.		None	K	T					
9. Clorox Co.	A	Dividend	K	T					
10. ████████ § 457(b) Deferred Comp Account:									See Part VIII
11. -- American Century Value Fund	A	Dividend	K	T					
12. -- Fidelity Contrafund	C	Dividend	K	T					
13. -- Nationwide Fixed Account	C	Interest	L	T					
14. -- Nationwide Large Cap Growth Fund	A	Dividend	L	T					
15. -- S & P 500 Index Fund	A	Dividend	J	T					
16. Madison Co. AL Retirement Fund	B	Interest	K	T					
17. Am Family Broadcasting Corp (Retirement)		None	J	T					

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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Smith, Jr., Charles L.

Date of Report

05/08/2009

**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 Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
18. Fix Corp Intl., Inc.		None	J	T					
19. Sanmina-SCI Corp		None	J	T					
20. PACT (Ala. Prepaid Affordable College Tuition plan)	A	Interest	K	T					
21. Scholars Choice (Section 529 Plan) - No Control	B	Dividend	J	T					
22. Easy Street Investors Corp.:		None	K	T					
23. -- Davis Selected - Large Cap - Money Manager Acct									
24. -- Johnson & Johnson									
25. -- United Healthcare Corp (formerly United health Group Inc)									
26. -- Pepsico, Inc.									
27. -- First Horizon Nat. Corp (formerly First Tenn.Nat.Corp)									
28. -- Cisco Systems, Inc.									
29. -- Exxon Mobil Corp									
30. -- Alliant TechSystems, Inc.									
31. -- St. Joe Company									
32. -- United Technologies Corp.									
33. -- Lowe's Companies, Inc.									
34. -- Goldman Sachs Group, Inc.									

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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35. -- Lincoln National Corp.									
36. -- Principal Financial Group									
37. -- Adtran, Inc.									
38. -- Calamos Strategic TR Fund									
39. -- Calamos Money Manager Account									
40. -- Sprint NexTel Corp.									
41. -- Schwab Charles Copr New									
42. -- Syntroleum Corp.					Buy (add'l)	9/18	J		
43. -- Cardiac Science Corp.									
44. -- Alpine Total Dynamic									
45. -- Calamos Global Dynamic									
46. -- Calamos International									
47. -- Colonial BancGroup Inc.					Buy	5/15	K		
48. Education IRA No. 1:									
49. -- CitiBank NA Bank Deposit (formerly SB Money Funds)	A	Interest	J	T					
50. -- Coca Cola Bottling Co.	A	Dividend	J	T					
51. -- Adtran, Inc.	A	Dividend	J	T					

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**FINANCIAL DISCLOSURE REPORT**

Page 7 of 10

Name of Person Reporting

Smith, Jr., Charles L.

Date of Report

05/08/2009

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52. -- OverstockCom, Inc.		None	J	T					
53. Education IRA No. 2:									
54. -- Legg Mason Partners (formerly SB Aggressive Growth Funds)	A	Dividend	J	T					
55. -- CitiBank NA Bank Deposit (formerly SB Money Funds)	A	Interest	J	T					
56. -- Adtran, Inc.	A	Dividend	J	T					
57. -- OverstockCom, Inc.		None	J	T					
58. Education IRA No. 3:									
59. -- Legg Mason Partners (formerly SB Aggressive Growth Funds)	A	Dividend	J	T					
60. -- CitiBank NA Bank Deposit (formerly SB Money Funds)	A	Interest	J	T					
61. -- Adtran, Inc.	A	Dividend	J	T					
62. -- OverstockCom, Inc.		None	J	T					
63. Education IRA No. 4:									
64. -- Legg Mason Partners (formerly SB Aggressive Growth Funds)	A	Dividend	J	T					
65. -- CitiBank NA Bank Deposit (formerly SB Money Funds)	A	Interest	J	T					
66. -- Adtran, Inc.	A	Dividend	J	T					
67. -- OverstockCom, Inc.		None	J	T					
68. Coca Cola Bottling Co.	A	Dividend	J	T					

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69. eBay, Inc.		None	J	T					
70. Rental Property No. 3, Baldwin County, Ala. "Y"									
71. Trust No. 1:	A	Dividend	J	T					
72. -- Citibank NA Bank Deposit Program	A	Interest	J	T					
73. -- ITC DeltaCom, Inc. - New Issue		None	J	T					
74. Vanguard Age-Based Aggressive Growth (S ection 529 Plan)	A	Dividend	J	T					
75. Adtran, Inc.	A	Dividend	J	T					
76. Walt Disney (acquisition and merger of Pix ar into Disney)	A	Dividend	J	T					

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**FINANCIAL DISCLOSURE REPORT**

Page 9 of 10

Name of Person Reporting

Smith, Jr., Charles L.

Date of Report

05/08/2009

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

Part VII, page 4, lines 10 through 15:

Each of the assets listed on lines 11 through 15 are held in an Internal Revenue Service § 457(b) deferred compensation plan account sponsored by [REDACTED] employer, the Madison County, Alabama Commission, and administered by an entity formerly known as the "Public Employees' Benefit Services Corporation (PEBSCO)," but now known as "Nationwide Retirement Solutions" in partnership with the National Association of Counties (NACo). See 26 U.S.C. § 457.

By means of a letter dated May 15, 2008, and addressed to Judge Ortrie D. Smith as Chair of the Committee on Financial Disclosures, I requested (and was subsequently granted) permission to reorganize the information concerning the assets presently listed on lines 11 through 15 under the common heading of [REDACTED] § 457(b) Deferred Comp Account," and, to list the assets in the same order that each fund is reported in [REDACTED] quarterly account statements. To assist the reviewer, the following information explains where each of these assets was listed in my 2007 FDR:

- Line 11: American Century Value Fund was listed in Part VII, page 7, at line 57 of the 2007 FDR;
- Line 12: Fidelity Contrafund was listed in Part VII, page 4, at line 15 of the 2007 FDR;
- Line 13: Nationwide Fixed Account was listed in Part VII, page 4, at 10 of the 2007 FDR;
- Line 14: Nationwide Large Cap Growth Fund was listed in Part VII, page 9, at line 88 of the 2007 FDR; and
- Line 15: S & P 500 Index Fund was listed in Part VII, page 5, at line 19 of the 2007 FDR.

**FINANCIAL DISCLOSURE REPORT**

Page 10 of 10

<b>Name of Person Reporting</b> Smith, Jr., Charles L.	<b>Date of Report</b> 05/08/2009
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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 \_\_\_\_\_



**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