

**FINANCIAL DISCLOSURE REPORT
FOR CALENDAR YEAR 2011**

*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) Whitney, Frank D.	2. Court or Organization District Court - WDNC	3. Date of Report 07/09/2012
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 <input type="checkbox"/> Date <input type="checkbox"/> Initial <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final	6. Reporting Period 01/01/2011 to 12/31/2011
	5b. <input type="checkbox"/> Amended Report	
7. Chambers or Office Address Charles R. Jonas Federal Bldg 401 W. Trade St., Room 195 Charlotte, NC 28202		
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. 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	Whitney Properties LLC
2. Power of Attorney	██████ Member #1
3. Trustee	Trust #1
4. Director	Festival in the Park, Inc. (IRC § 501(c)(3))
5. Advisory Member	North Carolina State Bar Ethics Committee

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> (yours, not spouse's)
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. 2011	Self-employed kitchen designer
2. 2011	South End Kitchens LLC - salary
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. Bank of America	Loan on Rental Property #1, Davidson, NC (Part VII, Line 1)	M
2. Bank of America	Loan on Rental Property #1, Sunset Beach, NC (Part VII, Line 3)	N
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)	(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. Rental Property #1, Davidson, NC	D	Rent	N	W					
2. Whitney Properties, LLC:		None	O	W					
3. - Rental Property #1, Sunset Beach, NC	E	Rent	P1	W					
4. - Rental Property #2, Sunset Beach, NC	E	Rent	O	W					
5. - Rental Property #3, Sunset Beach, NC	E	Rent	O	W					
6. - Bank of America business accounts (Whitney Prop LLC)	A	Interest	K	T					
7. Carolina Panthers Permanent Seat License		None	J	W					
8. Co-author book, Lexis-Nexis, Newark, NJ (no inc since 2002)		None	J	W					
9. Bank of America savings and checking accounts inc spouse	A	Interest	J	T					
10. Belk Corp Common Stock, Charlotte, NC	A	Dividend	J	T					
11. BB&T (Sterling Capital) Equity Index Fund	A	Dividend	K	T					
12. BB&T Prime Fund	A	Interest	J	T					
13. United Parcel Service Class B	A	Dividend	J	T					
14. Fidelity Dividend Growth	A	Dividend	K	T					
15. Standard & Poors DEP RCPTS (SPY)	D	Dividend	M	T					
16. US Payroll Savings Bonds		None	J	T					
17. Trust #1:									

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 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.)*

I. Positions

- 6. Judicial Representative to Board Legal Services of Southern Piedmont, Inc. (IRC § 501(c)(3))
- 7. Council Member & Treasurer Government and Public Sector Section of the North Carolina Bar Association
- 8. Committee Member Student Affairs Committee, UNC School of Law
- 9. Board Member May 20th Society (IRC § 501(c)(3))

VII. Investments and Trusts Continued

A	B1	B2	C1 C2	D1	D2	D3
18. Standard & Poors DEP RCPTS (SPY)	A	Dividend	L T			
19. Bank of America Common Stock	A	Dividend	J T	Buy	8/16/2011	J

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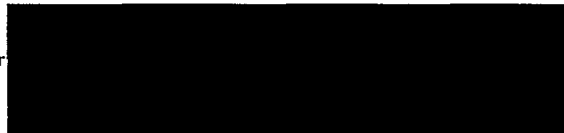
Name of Person Reporting	Date of Report
Whitney, Frank D.	07/09/2012

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 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
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