AO 10
Rev. 1/2007

FINANCIAL DISCLOSURE REPORT
FOR CALENDAR YEAR 2006

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)	2. Court or Organization	3. Date of Report
HIGGINBOTHAM, PATRICK E	U.S. COURT OF APPEALS, FIFTH	05/01/2007
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time)	**5a. Report Type** (check appropriate type)	**6. Reporting Period**
U.S. CIRCUIT JUDGE (ACTIVE)	☐ Nomination, Date ☐ Initial ☒ Annual ☐ Final **5b.** ☐ Amended Report	01/01/2006 to 12/31/2006
7. Chambers or Office Address	**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.	
903 SAN JACINTO BLVD, ROOM 400 AUSTIN, TX 78701	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 instructions.)*

☐ NONE *(No reportable positions.)*

	POSITION	NAME OF ORGANIZATION/ENTITY
1.	TRUSTEE, CHAIR, BOARD OF TRUSTEES	THE CENTER FROM AMERICAN & INTERNATIONAL LAW (FORMERLY THE SOUTHWESTERN LEGAL FOUNDATION)
2.	BOARD OF OVERSEERS	RAND - INSTITUTE FOR CIVIL JUSTICE
3.	ETHICS 2000 COMMISSION, MEMBER	AMERICAN BAR ASSOCIATION
4.	CO-INDEPENDENT EXECUTOR	TRUST #1
5.	INDEPENDENT EXECUTOR	TRUST #2

II. AGREEMENTS. *(Reporting individual only; see pp. 14-16 of instructions.)*

☒ NONE *(No reportable agreements.)*

	DATE	PARTIES AND TERMS
1.		
2.		
3.		

Name of Person Reporting	Date of Report
HIGGINBOTHAM, PATRICK E	05/01/2007

III. NON-INVESTMENT INCOME. *(Reporting individual and spouse; see pp. 17-24 of instructions.)*

A. Filer's Non-Investment Income

☐ NONE *(No reportable non-investment income.)*

DATE	SOURCE AND TYPE	INCOME (yours, not spouse's)
1. 2006	ST. MARY'S UNIVERSITY (TEACHING)	$ 54,080.00
2. 2006	MATTHEW BENDER (WRITING)	$ 1,328.00
3.		
4.		
5.		

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.)

[X] NONE *(No reportable non-investment income.)*

DATE	SOURCE AND TYPE
1.	
2.	
3.	
4.	
5.	

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

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

☐ NONE *(No reportable reimbursements.)*

SOURCE	DESCRIPTION
1. SEE ATTACHMENT	
2.	
3.	
4.	
5.	

Name of Person Reporting	Date of Report
HIGGINBOTHAM, PATRICK E	05/01/2007

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

[X] NONE *(No reportable gifts.)*

	SOURCE	DESCRIPTION	VALUE
1.			
2.			
3.			
4.			
5.			

VI. LIABILITIES. *(Includes those of spouse and dependent children. See pp. 32-33 of instructions.)*

[X] NONE *(No reportable liabilities.)*

	CREDITOR	DESCRIPTION	VALUE CODE
1.			
2.			
3.			
4.			
5.			

Name of Person Reporting	Date of Report
HIGGINBOTHAM, PATRICK E	05/01/2007

VII. INVESTMENTS and TRUSTS -- *income, value, transactions (Includes those of the 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)	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
Place "(X)" after each asset exempt from prior disclosure	(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. BANK OF AMERICA ACCOUNT	B	Interest	J	T					
2. NEW YORK LIFE INSURANCE COMPANY	A	Interest	J	T					
3. BEAL BANK ACCOUNTS	B	Interest	J	T					
4. VERIZON COMMON STOCK	A	Dividend	K	T					
5. AT&T CORP COMMON STOCK	A	Dividend	J	T					
6. GEORGIA ST RFDG SER E (MUNI BOND)	A	Interest	K	T	REDEMPTION	07/03	J	A	
7. WALTON CO GA DEV AUTH IDR WALTON MFG CO (MUNI BOND)	A	Interest	J	T					
8. FULTON CNTY GA DEV AUTH SPL FACS REV DELTA (MUNI BOND)		None	J	T					
9. CHEROKEE CO GA HOSP AUTH RV CTFS REF MBIA	B	Interest	K	T					
10. CHATHAM CNTY GA HOSP REV	A	Interest	J	T					
11. FULCO GA HSP AT RV ANTIC CTFS ST	B	Interest	K	T					
12. GEORGE L. SMITH II GA WLD CONGR RV (MUNI BOND)	A	Interest	J	T					
13. RICHMOND CNTY GA WTR-SEW REV (MUNI BOND)	B	Interest	K	T					
14. FULCO GA HOSP AT REV ANT CTFS HLTH SYS (MUNI BOND)	B	Interest	K	T					
15. FULTON CNTY GA DEV AT RV GA TECH FNDTN (MUNI BOND)	A	Interest	J	T					
16. AGL RESOURCES INC COMMON STOCK	B	Dividend	K	T					
17. AT&T CORP COMMON STOCK	A	Dividend	J	T	SELL	01/09	J	A	

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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HIGGINBOTHAM, PATRICK E	05/01/2007

VII. INVESTMENTS and TRUSTS -- *income, value, transactions (Includes those of the 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 (1) Amount Code 1 (A-H)	B. (2) Type (e.g. div., rent, or int.)	C. Gross value at end of reporting period (1) Value Code 2 (J-P)	C. (2) Value Method Code 3 (Q-W)	D. Transactions during reporting period (1) Type (e.g. buy, sell, redemption)	D. (2) Date Month - Day	D. (3) Value Code 2 (J-P)	D. (4) Gain Code 1 (A-H)	D. (5) Identity of buyer/seller (if private transaction)
18. BELLSOUTH CORP COMMON STOCK	A	Dividend	J	T					
19. COMCAST CORP NEW CLASS A COMMON STOCK		None	J	T	SELL	01/09	J	B	
20. CINERGY CORP COMMON STOCK	A	Dividend	J	T					
21. DTE ENERGY COMPANY COMMON STOCK	A	Dividend	J	T					
22. EXXON MOBIL CORP COMMON STOCK	B	Dividend	L	T					
23. GENERAL ELECTRIC COMMON STOCK	A	Dividend	K	T					
24. LUCENT TECHNOLOGIES INC COMMON STOCK		None	J	T	SELL	01/09	J	A	
25. POST PROPERTIES INC REIT	A	Dividend	J	T					
26. VERIZON COMMUNICATIONS COMMON STOCK	A	Dividend	K	T					
27. MS MUN INC OPPT ST III	A	Dividend	J	T					
28. MS QUALITY MUN SECS (MUTUAL FUND)	A	Dividend	J	T					
29. PIMCO TOTAL RETURN FD (MUTUAL FUND)	A	Dividend	J	T					
30. PIONEER HIGH YIELD FUND CLASS C	B	Dividend	J	T					
31. VAN KAMPEN SENIOR INCM TR	A	Dividend	J	T					
32. TRUST #1		None			NO VALUE				
33. TRUST #2 - RENTAL PROPERTIES (TARRANT COUNTY, TX)	A	Rent	N	W					
34. TRUST #2 - ROYALTY INTEREST	A	Royalty	J	W					

1. Income Gain Codes: (See Columns B1 and D4)	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
	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 (See Columns C1 and D3)	J =$15,000 or less	K =$15,001 - $50,000	L =$50,001 - $100,000	M =$100,001 - $250,000	
	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	
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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 (1) Amount Code 1 (A-H)	B. (2) Type (e.g. div., rent, or int.)	C. Gross value at end of reporting period (1) Value Code 2 (J-P)	C. (2) Value Method Code 3 (Q-W)	D. Transactions during reporting period (1) Type (e.g. buy, sell, redemption)	D. (2) Date Month - Day	D. (3) Value Code 2 (J-P)	D. (4) Gain Code 1 (A-H)	D. (5) Identity of buyer/seller (if private transaction)
(TULSA, OK)									
35. RENTAL PROPERTY (PENSACOLA, FL)	D	Rent	M	R					
36. ROYALTY INTEREST (TULSA, OK)	B	Royalty	J	W					
37. IRA, BANK OF AMERICA	B	Interest	L	T					
38. IRA, BANK OF AMERICA (MONEY MARKET)	A	Interest	J	T					
39. CHASE ACCOUNT (TRUST #1)		None			NO VALUE				
40. MERRILL LYNCH BANK U.S.A.		None	L	T					
41. MERRILL LYNCH BANK & TRUST	B	Interest	L	T					
42. PHOENIX GROWTH FUND (MUTUAL FUND)		None	K	T					
43. BANK ONE ACCOUNTS	A	Interest	K	T					
44. DUKE ENERGY COMMON STOCK	A	Dividend	J	T					
45. CHASE BANK	A	Interest	J	T					
46. COCA COLA (X)	A	Dividend	K	T					
47. ORLANDO FL UTL CMMN UTL SYS RV SER A RF OID MBIA (X)	A	Interest	J	T					
48. CENTRAL GREENE PA SCH DIST SER B RF OID FSA (X)	A	Interest	J	T					
49. ROCHESTER NH XLCA (X)	A	Interest	J	T					
50. ERIE CNTY NY SER D-2 RF MBIA (X)	A	Interest	J	T					

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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	
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51. HOUSTON TEX CMTY CLG SYS RV JR SER A RF MBIA (X)	A	Interest	J	T					
52.									

1. Income Gain Codes: (See Columns B1 and D4)	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
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HIGGINBOTHAM, PATRICK E	05/01/2007

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

Name of Person Reporting	Date of Report
HIGGINBOTHAM, PATRICK E	05/01/2007

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 [redacted] **Date** 5/10/07

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

Attachment to Part III of Disclosure Form

The reported income for teaching is the sum of compensation accepted for the spring semester, limited by the applicable cap,[counting both teaching income and the Matthew-Bender income from writing toward that cap] and the portion of payments received in 2006 [academic year 2006-2007] for teaching in the fall semester not limited by the cap. I took senior status on August 28, 2006] before the start of the fall semester. The contract rate for teaching was $ 40,000 per semester but not in any event to exceed any applicable ceilings.

PSIL
5/10/07

SECTION IV. REIMBURSEMENTS AND GIFTS

Attachment to AO-10 - Financial Disclosure Statement

Patrick E. Higginbotham
Report Dated May 10, 2007

SOURCE	DESCRIPTION
RAND, Institute for Civil Justice Meeting of Board	Participant, Santa Monica, CA March 16-17 (transportation, parking, lodging, meals)
American Board of Trial Advocates	TEX-ABOTA Judge of the Year November 18-19 (transportation, lodging, meals)