AO 10
Rev. 1/2022

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2022

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
Cogburn, Jr., Max O.	U.S. District Court, North Carolina	08/04/2023
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. District Judge - Active	☐ Nomination Date ☐ Initial ☑ Annual ☐ Final **5b.** ☐ Amended Report	1/1/2022 **to** 12/31/2022
7. Chambers or Office Address		
Suite 319, 100 Otis Street Asheville, NC 28801		

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.***

I. POSITIONS. *(Reporting individual only; see Guide to Judiciary Policy, Volume 2D, Ch. 3, § 345 Trustees, Executors, Administrators, and Custodians; § 350 Power of Attorney; § 355 Outside Positions.)*

☐ NONE *(No reportable positions.)*

	POSITION	NAME OF ORGANIZATION/ENTITY
1.	Board of Governors	Biltmore Forest Country Club, Inc.
2.	Executor	Estate II
3.	Trustee	Trust I
4.		
5.		

II. AGREEMENTS. *(Reporting individual only; see Guide to Judiciary Policy, Volume 2D, Ch. 3, § 340 Agreements and Arrangements)*

☑ NONE *(No reportable agreements.)*

	DATE	PARTIES AND TERMS
1.		
2.		
3.		

III. NON-INVESTMENT INCOME. *(Reporting individual and spouse; see Guide to Judiciary Policy, Volume 2D, Ch. 3, § 320 Income; § 360 Spouses and Dependent Children.)*

A. Filer's Non-Investment Income

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

	DATE	SOURCE AND TYPE	INCOME (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.)*

	DATE	SOURCE
1.	2022	Town of Biltmore Forest - Board Salary
2.		
3.		
4.		

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

(Includes those to spouse and dependent children; see Guide to Judiciary Policy, Volume 2D, Ch. 3, § 330 Gifts and Reimbursements; § 360 Spouses and Dependent Children.)

☐ NONE *(No reportable reimbursements.)*

	SOURCE	DATES	LOCATION	PURPOSE	ITEMS PAID OR PROVIDED
1.	Harvard Law School	September 11 - 17, 2022	Cambridge, MA	Trial Advocacy Workshop	Hotels, meals, transportation
2.					
3.					
4.					
5.					

V. GIFTS. *(Includes those to spouse and dependent children; see Guide to Judiciary Policy, Volume 2D, Ch. 3, § 330 Gifts and Reimbursements; § 360 Spouses and Dependent Children.)*

☑ NONE *(No reportable gifts.)*

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

VI. LIABILITIES. *(Includes those of spouse and dependent children; see Guide to Judiciary Policy, Volume 2D, Ch. 3, § 335 Liabilities; § 360 Spouses and Dependent Children.)*

☐ NONE *(No reportable liabilities.)*

	CREDITOR	DESCRIPTION	VALUE CODE
1.	American Airlines	Credit Card	J
2.	Wells Fargo	Credit Card	J
3.			
4.			
5.			

Name of Person Reporting	Date of Report
Cogburn, Jr., Max O.	08/04/2023

VII. INVESTMENTS and TRUSTS *-- income, value, transactions (Includes those of spouse and dependent children; see Guide to Judiciary Policy, Volume 2D, Ch. 3, § 310 Reporting Thresholds for Assets; § 312 Types of Reportable Property; § 315 Interests in Property; § 320 Income; § 325 Purchases, Sales, and Exchanges; § 360 Spouses and Dependent Children; § 365 Trusts, Estates, and Investment Funds.)*

☐ NONE *(No reportable income, assets, or transactions.)*

A	B		C		D				
Description of Assets (including trust assets)	Income during reporting period		Gross value at end of reporting period		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 mm/dd/yy	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	
1. Cogburn Family Properties, LLC Buncombe Co, NC- Land Holding	A	Rent	P2	W					
2.					Sold (part)	08/31/22	N	G	
3. Ranchland Incorporated, Buncombe County, N.C. - Land Holding	A	Rent	P1	W					
4.					Sold (part)	08/31/22	O	G	
5.					Distributed (part)	08/30/22	K	A	
6. Pisgah View Ranch, Inc. - Operating Business		None	M	W					
7. Pisgah Highland Conservancy LLC Buncombe Co NC-Land Holding		None	M	R					
8. Cogburn Investments, LLL, Black Mountain, NC	E	Rent	N	V					
9. Lincoln: Whole Life - (No Control)	A	Int./Div.	J	T					
10. Fuse Science (formerly Double Eagle Stock)		None	J	T					
11. Ohio National: Universal Non-Variable (No Control)	C	Int./Div.	L	T					
12. Estate II/assets transferred to Trust I (H)									
13. -Fifth Third Bank acct		None	M	T					
14. -First Bank acct		None	J	T					
15. -Royal Bank of Canada Stock	A	Dividend	M	T					
16. -Whitney Holding Corporation Stock	A	Dividend	J	T					
17. -MetLife Inc Stock	A	Dividend	J	T					

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	
	P3 =$25,000,001 - $50,000,000		P4 =More than $50,000,000		
3 Value Method Codes (See Column C2)	Q =Appraisal	R =Cost (Real Estate Only)	S =Assessment	T =Cash Market	
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Cogburn, Jr., Max O.	08/04/2023

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☐ 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 mm/dd/yy	D (3) Value Code 2 (J-P)	D (4) Gain Code 1 (A-H)	
18. -Parcel #2, Candler, NC (1/2 interest)		None	M	V					
19. -Parcel #3, Asheville, NC (1/4 interest)		None	L	V					
20. -Parcel #4, Asheville, NC (1/4 interest)		None	K	V					
21. -Parcel #5, Candler, NC		None	L	V					
22. -Parcel #6, Candler, NC (1/2 interest)		None	K	V					
23. -Parcel #7, Candler, NC (1/2 interest)		None	K	V					
24. -Parcel #8, Candler, NC (1/2 interest)	A	Rent			Sold	08/31/22	J	A	
25. -Parcel #9, Candler, NC (1/2 interest)		None	K	V					
26. Merrill Lynch Managed Mutual Fund (IRA) (H)									
27. -Blackrock Eqty Dividend Fund Instl	A	Dividend	J	T					
28.					Sold (part)	02/10/22	J	A	
29.					Sold (part)	05/16/22	J	A	
30.					Buy (add'l)	07/15/22	J		
31.					Sold (part)	09/28/22	J	A	
32.					Sold (part)	12/01/22	J	A	
33. -Clearbridge Small Cap Fund Class I	A	Dividend	J	T					
34.					Buy (add'l)	02/10/22	J		

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35.					Sold (part)	05/16/22	J	A	
36.					Sold (part)	07/15/22	J	A	
37.					Sold (part)	12/01/22	J	A	
38. -Clearbridge Large Cap Growth Fund Class I	A	Dividend							
39.					Buy (add'l)	02/10/22	J		
40.					Buy (add'l)	05/16/22	J		
41.					Sold (part)	07/15/22	J	A	
42.					Sold	09/28/22	J	C	
43. -Edgewood Growth Fund Class Inst	A	Dividend	J	T					
44.					Buy (add'l)	02/10/22	J		
45.					Buy (add'l)	05/16/22	J		
46.					Sold (part)	09/28/22	J	A	
47.					Sold (part)	12/01/22	J	A	
48. -Goldman Sachs GQG Partners International Oppt.	A	Dividend	J	T					
49.					Sold (part)	02/10/22	J	A	
50.					Sold (part)	05/16/22	J	A	
51.					Buy (add'l)	07/15/22	J		

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52.					Buy (add'l)	09/28/22	J		
53.					Sold (part)	12/01/22	J	A	
54. -Hartford Schroders Emerg Mkts Equity Fund	A	Dividend	J	T					
55.					Sold (part)	02/10/22	J	A	
56.					Buy (add'l)	05/16/22	J		
57.					Buy (add'l)	07/15/22	J		
58.					Buy (add'l)	09/28/22	J		
59. -ISHARES Edge MSCI	A	Dividend	J	T	Buy	09/28/22	J		
60.					Sold (part)	12/01/22	J	A	
61. -ISHARES Russell 1000 Growth	A	Dividend	J	T					
62.					Buy (add'l)	02/10/22	J		
63.					Buy (add'l)	05/16/22	J		
64.					Sold (part)	09/28/22	J	A	
65.					Sold (part)	12/01/22	J	A	
66. -ISHARES Russell 1000 Value	A	Dividend	J	T					
67.					Sold (part)	02/10/22	J	A	
68.					Sold (part)	05/16/22	J	A	

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69.					Sold (part)	12/01/22	J	A	
70. -ISHARES Tr Core MSCI EAFE ETF	A	Dividend	J	T					
71.					Sold (part)	05/16/22	J	A	
72.					Buy (add'l)	07/15/22	J		
73.					Buy (add'l)	09/28/22	J		
74.					Sold (part)	12/01/22	J	A	
75. -MFS Value Fund Class I	A	Dividend	J	T					
76.					Sold (part)	02/10/22	J	A	
77.					Sold (part)	05/16/22	J	A	
78.					Sold (part)	07/15/22	J	A	
79.					Sold (part)	09/28/22	J	A	
80.					Sold (part)	12/01/22	J	A	
81. -Schwab US Small Cap	A	Dividend	J	T					
82.					Sold (part)	09/28/22	J	A	
83.					Sold (part)	12/01/22	J	A	
84. -The Oakmark International Fund	A	Dividend							
85.					Sold (part)	02/10/22	J	A	

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86.					Buy (add'l)	05/16/22	J		
87.					Buy (add'l)	07/15/22	J		
88.					Sold	09/28/22	J	C	
89. -Vanguard Russell 1000	A	Dividend	J	T	Buy	09/28/22	J		
90.					Sold (part)	12/01/22	J	A	
91. Merrill Lynch cash account	D	Interest	O	T	Open	09/23/22	O		
92. Bank of America cash account	A	Interest	M	T	Open	01/03/22	M		
93. First Bank cash account	C	Interest	O	T	Open	09/23/22	O		
94. Arcade Credity Union cash account	A	Dividend	K	T	Open	01/03/22	K		
95. Wells Fargo cash account	B	Interest	M	T	Open	01/03/22	M		

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

VII. Investments and Trusts, page 4, lines 1-5.

Cogburn Family Properties, LLC and Ranchland Incorporated are involved in a structural/bargain sale of much of our property with the State of North Carolina for a State Park. The sales listed on page 4 at lines 2, 4 and page 5 at line 24 (owned by [redacted] Revocable Trust) are part of this agreement.

The first three entries in this section refer to two holding companies and an operating business for a contiguous piece of [redacted] owned real estate. The property is owned equally by [redacted] and me. The land is divided into two holding companies, Cogburn Family Properties, LLC (line 1) and Ranchland Incorporated (line 3). The third company is Pisgah View Ranch, Inc. (line 6). [redacted] and I own another separate piece of land, which is held in the Pisgah Highland Conservancy, LLC (line 7), the date of purchase was December 23, 2008 and the purchase price was $170,000.00.

VII. Investments and Trusts, page 4, line 8.

The value method used for the entry at line 8 was the amount of rent received, the location of the property and the fact that the renter built a building on the property at their own expense.

VII. Investments and Trusts, page 5, lines 18-25.

The value method used for the entries on lines 18-25 was the tax value of each.

Cogburn Family Properties, LLC, Ranchland, Incorporated and Cogburn Investments, LLC are equally owned by the beneficiaries of Trust I.

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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/ Max O. Cogburn, Jr.

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 G-330
One Columbus Circle, N.E.
Washington, D.C. 20544