AO 10
Rev. 1/2021

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
Smith, Jerry E.	Fifth Circuit Court of Appeals	07/29/2023
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. Circuit Judge (active)	☐ Nomination Date ☐ Initial ☑ Annual ☐ Final **5b.** ☐ Amended Report	01/01/2022 **to** 12/31/2022
7. Chambers or Office Address		
12621 U.S. Courthouse 515 Rusk Houston, TX 77002-2698		

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 pp. 9-13 of filing instructions)*

☐ NONE *(No reportable positions.)*

	POSITION	NAME OF ORGANIZATION/ENTITY
1.	Independent Executor	Estate # 1
2.	Independent Executor	Estate # 2
3.		
4.		
5.		

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

☑ NONE *(No reportable agreements.)*

	DATE	PARTIES AND TERMS
1.		
2.		
3.		

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.)*

	DATE	SOURCE AND TYPE	INCOME (yours, not spouse's)
1.	2022	Matthew Bender & Co., Inc.: writing and editing	$6,920.00
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 AND TYPE
1.		
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.)*

	SOURCE	DATES	LOCATION	PURPOSE	ITEMS PAID OR PROVIDED
1.	Federalist Society of Law & Public Policy	11/10-13/2022	Washington, DC	Convention	Lodging and meals
2.	American Law Institute	11/13-17/2022	Santa Fe, NM	Seminar	Lodging, meals, and transportation
3.					
4.					
5.					

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

☑ 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 filing instructions.)*

☑ NONE *(No reportable liabilities.)*

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

Name of Person Reporting	Date of Report
Smith, Jerry E.	07/29/2023

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	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)	(5) Identity of buyer/seller (if private transaction)
1.	Invesco Money Market Fd -- Class AX (ACZXX)		None			Sold	01/10/22	J		
2.										
3.	Wells Fargo Bank -- cash account	A	Interest	J	T					
4.	Chase Bank -- cash account	A	Interest	J	T					
5.	PNC Bank -- cash account & IRA cash-equivalent (see Part VIII)	A	Interest	K	T					
6.	Allegiance Bank, [redacted] common stock		None	J	T					
7.	Fidelity Security Life Ins. Co. -- IRA -- fixed annuity	A	Interest	J	T					
8.	Templeton Growth Fd Inc. Class A (TEPLX)	A	Dividend	K	T	Sold (part)	12/16/22	J		
9.	Templeton Funds Inc. World Fd Class A (TEMWX)	A	Dividend	K	T					
10.	Wells Fargo Bank -- bank deposit sweep	A	Int./Div.	J	T					
11.										
12.	American Century Inter-term Tax Free Bond Fd Cl Y (ATBYX)	A	Dividend	J	T					
13.										
14.										
15.										
16.	JPMorgan Deposit Sweep (QCPCM)	A	Int./Div.	J	T					
17.										

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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18.										
19.										
20.										
21.										
22.										
23.										
24.										
25.										
26.										
27.	Schwab Strategic Tr Intermed. Term U.S. Treas. (SCHR)	A	Dividend	J	T	Buy	05/27/22	J		
28.										
29.										
30.	Pimco Income Fd. Inst'l Cl. (PIMIX)	A	Dividend	J	T	Buy	02/22/22	J		
31.										
32.	Vanguard Mun. Bd. Fd. Tax Exempt (VTEB)	A	Dividend	J	T	Buy	10/17/22	J		
33.										
34.										

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35. Schwab Strat. Short-Term US Treasury (SCHO)	A	Dividend	J	T					
36.									
37.									
38.									
39.									
40. iShares Tr 1-3 yr Treasury Bd (SHY)	A	Dividend	J	T					
41.									
42. iShares Tr 3-7 yr Treasury Bd (IEI)	A	Dividend			Sold	01/31/22	J		
43.									
44. Dodge & Cox Income Fd (DODIX)	A	Dividend			Sold	02/22/22	J		
45.									
46.									
47. JPMorgan Tr II Short-Inter Mun Bd Fd Inst'l (JIMIX) (OSTSX)	A	Dividend	J	T	Sold (part)	10/17/22	J		
48.									
49. JPMorgan Beta Builders Canada ETF (BBCA)	A	Dividend	J	T					
50.									
51. JPMorgan Exch. Traded Betabuilders Europe (BBEU)	A	Dividend			Sold (part)	05/27/22	J		

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52.						Sold	08/04/22	J		
53.	JPMorgan Exch. Traded Betabuilders Japan (BBJP)	A	Dividend	J	T					
54.										
55.	Fidelity Salem Str. Tr. (FXAIX)	A	Dividend	J	T	Buy (add'l)	01/31/22	J		
56.										
57.										
58.	JPMorgan Exch. Traded Fd. (BBAX)	A	Dividend	J	T					
59.										
60.										
61.	Vangard Scottsdale Fds. (VGIT)	A	Dividend	J	T	Buy	08/04/22	J		
62.										
63.										
64.	Vanguard 500 Index Fd Admiral Cl (VFIAX)	A	Dividend	J	T					
65.										
66.										
67.	Vanguard Mun Bd Fd Ltd Term (VMLUX)	A	Dividend	J	T					
68.										

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69.									
70.									
71.									
72.									
73.									
74.									
75.									
76.									
77.									
78.									
79. SPDR ETF Trust (SPY)	A	Dividend	K	T					
80.									
81.									
82. iShares Tr. 10-yr. Treas. Bd. ETF (IEF)	A	Dividend	J	T	Buy	02/09/22	J		
83.									
84.									
85.									

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86.									
87.									
88.									
89.									
90. Bernstein Intermed Div Mun Portfolio Adv. Clas (AIDZX)	A	Dividend	J	T					
91.									
92. Tax Exempt Bd Fd Amer. Cl F3 (TFEBX)	A	Dividend	J	T					
93.									
94.									
95. Six Circles Tax Aware Ultra Short Duration Fd (CUTAX)	A	Dividend	J	T					
96.									
97. Six Circles Tax Aware Bd. Fd. (CBTAX)	A	Dividend	J	T	Buy (add'l)	10/17/22	J		
98.									
99.									
100. Six Circles U S Unconstrained Eq Fd (CUSUX)	A	Dividend	J	T					
101.									
102. Six Circles Int'l Unconstrained Eq Fd (CIUEX)	A	Dividend	J	T	Sold (part)	08/04/22	J		

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103.									
104. Six Circles Tr Credit Opp Fd (CRDOX)	A	Dividend	J	T	Sold (part)	02/09/22	J		
105.					Buy (add'l)	06/08/22	J		
106.					Buy (add'l)	10/17/22	J		
107.									
108. T Rowe Price Summit Mun Intermed Fd (PRTMX)	A	Dividend	J	T					
109.									
110.									
111.									
112. Estate #1 (H)									
113. -- First United Bank, [redacted] -- cash account		None	M	T					
114. -- Working int., Bravo Land Co. #1 (see Part VIII)	A	Royalty	J	W					
115.									
116. -- Working int., CAT Federal (see Part VIII)	A	Royalty	J	W					
117. -- Working int., J.T. Federal #1A (see Part VIII)	A	Royalty	J	W					
118. -- Working int., J.T. Federal #3 (see Part VIII)	A	Royalty	J	W					
119. -- Working int., J.T. Federal #4 (see Part VIII)	A	Royalty	J	W					

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120. -- Working int., J.T. Federal #5 (see Part VIII)	A	Royalty	J	W					
121. -- Working int., Quest Muddy Sand Unit (see Part VIII)	C	Royalty	J	W					
122. -- Working int., Leola Unit (see Part VIII)	A	Royalty	J	W					
123. -- Royalty int., various leases (see Part VIII)	D	Royalty	K	W					
124. -- Royalty int., various leases (see Part VIII)	A	Royalty	J	W					
125. -- Royalty int., various leases (see Part VIII)	A	Royalty	J	W					
126. -- Royalty int., City of Lubbock Unit (see Part VIII)	D	Royalty	J	W					
127.									
128.									
129. Estate # 2 (H)									
130. -- First United Bank, [redacted] -- cash account		None	J	T					
131.									
132. -- Working int., Bravo Land Co. #1 (see Part VIII)	A	Royalty	J	W					
133.									
134. -- Working int., CAT Federal (see part VIII)	A	Royalty	J	W					
135. -- Working int., J.T. Federal #1A (see Part VIII)	A	Royalty	J	W					
136. -- Working int., J.T. Federal #3 (see Part VIII)	A	Royalty	J	W					

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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	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)	(5) Identity of buyer/seller (if private transaction)
137. -- Working int., J.T. Federal #4 (see Part VIII)	A	Royalty	J	W					
138. -- Working int., J.T. Federal #5 (see Part VIII)	A	Royalty	J	W					
139. -- Working int., Quest Muddy Sand Unit (see Part VIII)	C	Royalty	J	W					
140. -- Working int., Leola Unit (see Part VIII)	A	Royalty	J	W					
141. -- Royalty int., various leases (see Part VIII)	D	Royalty	K	W					
142. -- Royalty int., various leases (see Part VIII)	A	Royalty	J	W					
143. -- Royalty int., various leases (see Part VIII)	A	Royalty	J	W					
144. -- Royalty int., City of Lubbock Unit (see Part VIII)	D	Royalty	J	W					
145.									

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	
	U =Book Value	V =Other	W =Estimated		

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

Part VII, lines 114 & 132: Duval County, TX; Payor: Chroma Operating, Inc., Houston, TX

Part VII, lines 116 & 134: Campbell County, WY; Payor: Encana Oil & Gas, Inc., Denver, CO

Part VII, lines 117 & 135: Campbell County, WY; Payor: Encana Oil & Gas, Inc., Denver, CO

Part VII, lines 118 & 136: Campbell County, WY; Payor: Encana Oil & Gas, Inc., Denver, CO

Part VII, lines 119 & 137: Campbell County, WY; Payor: Encana Oil & Gas, Inc., Denver, CO

Part VII, lines 120 & 138: Campbell County, WY; Payor: Encana Oil & Gas, Inc., Denver, CO

Part VII, lines 121 & 139: Weson County, WY; Payors: Eighty-Eight Oil LLC, Casper, WY; Maxim Drilling & Exploration, Gillette, WY; Plains Marketing, L.P., Houston, TX

Part VII, lines 122 & 140: Campbell County, WY; Payor: Encana Oil & Gas, Inc., Denver, CO

Part VII, lines 123 & 141: La Plata County, CO; Payor: BP America Production Co., Tulsa, OK

Part VII, lines 124 & 142: Caddo County, OK; Payor: Mustang Fuel Corp., Oklahoma City, OK

Part VII, lines 125 & 143: La Plata County, CO; Payor: Red Willow Production Co., Ignacio, CO

Part VII, lines 126 & 144: Lubbock County, TX; Payor: Texland Petroleum, L.P., Fort Worth, TX

Name of Person Reporting	Date of Report
Smith, Jerry E.	07/29/2023

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/ Jerry E. Smith

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 2-301
One Columbus Circle, N.E.
Washington, D.C. 20544