

I. BIOGRAPHICAL INFORMATION (PUBLIC)

1. **Full name (include any former names used.)**
Allyson Kay Duncan
2. **Address: List current place of residence and office address(es).**
Residence: 3908 City of Oaks Wynd, Raleigh, NC 27612
Office: 3737 Glenwood Avenue, Suite 400, Raleigh, NC 27612
3. **Date and place of birth.**
September 5, 1951
Durham, North Carolina
4. **Marital Status (includes maiden name of wife, or husband's name).
List spouse's occupation, employer's name and business address(es).**
Honorable William Arthur Webb
U. S. Federal Magistrate Judge
Eastern District of North Carolina
310 New Bern Avenue
Raleigh, North Carolina 27601
5. **Education: List each college and law school you have attended, including dates of attendance, degrees received, and dates degrees were granted.**
 - a. Duke University School of Law, 1972-1975; J.D.; May, 1975
 - b. Hampton University, 1968-1972; B.A.; May, 1972
6. **Employment Record: List (by year) all business or professional corporations, companies, firms, or other enterprises, partnerships, institutions and organizations, nonprofit or otherwise, including firms, with which you were connected as an officer, director, partner, proprietor, or employee since graduation from college.**

1998 to Present - Kilpatrick Stockton, LLP, 3737 Glenwood Avenue, Suite 400, Raleigh, North Carolina 27612; Partner.

1991 to 1998 - North Carolina Utilities Commission, 430 N. Salisbury Street, Raleigh, North Carolina 27603; Commissioner.

1990 - North Carolina Court of Appeals, 1 West Morgan Street, Raleigh, North Carolina 27601; Associate Judge.

1986 to 1990 - North Carolina Central University School of Law, 1801 Fayetteville Street, Durham, North Carolina 27707; Associate Professor.

1978 to 1986 - Equal Employment Opportunity Commission, 1801 L. Street, N.W., Washington, D.C. 20507; Appellate Attorney, Assistant to the Deputy General Counsel, Assistant to the Chairman, Acting Associate Legal Counsel, Acting Legal Counsel.

1977 to 1978 - District of Columbia Court of Appeals, 500 Indiana Avenue, N.W., Washington, D.C. 20001; Law Clerk to Judge Julia Cooper Mack.

1976 to 1977 - Lawyers Co-Operative Publishing Company, formerly of Rochester, New York; Associate Editor, 1976-1977 (Lawyers Co-Operative Publishing Company was absorbed by West Group approximately five years Ago. West Group is located at 110 Operman Drive, Eagan, Minnesota 55123.)

7. **Military Service:** Have you had any military service? If so, give particulars, including the dates, branch of service, rank or rate, serial number and type of discharge received.

Not Applicable.

8. **Honors and Awards:** List any scholarships, fellowships, honorary degrees, and honorary society memberships that you believe would be of interest to the Committee.

- a. In law school, I was an Earl Warren Scholar, and received an AmJur Book Award for International Law
- b. The North Carolina Central University School of Law Teacher of the Year Award
- c. Hampton University 20 Year Alumni Award
- d. Veeco Strong Minority Men and Women Award (shared with individuals like Arthur Ashe and Bernard Shaw)

- e. The Gwyneth Craig Award from the North Carolina Association of Women Attorneys for outstanding contributions to the legal profession
- f. Various other community and civic awards

9. **Bar Associations: List all bar associations, legal or judicial-related committees or conferences of which you are or have been a member and give the titles and dates of any offices which you have held in such groups.**

- a. American Bar Association, Member, 2002 to Present
- b. North Carolina Bar Association, Member, August, 1997 to Present
- c. North Carolina Bar Association, President-Elect, June, 2002 - Present
- d. North Carolina Bar Association, Board of Governors, Member, 1993-1996
- e. North Carolina Bar Association, Race Relations Implementation Committee, Member, 1997 - 2000; Co-Chair, 1998
- f. North Carolina Bar Association, Committee on Women in the Profession, Member, 1999 - 2001; 1999 and 1998 Vice-Chair
- g. North Carolina Bar Association, Minorities in the Profession Committee, Member, 1991 and 1993, Chair
- h. North Carolina Bar Association, Appellate Rules Study Group, 1987 - 1991
- i. North Carolina Bar Association, Nominations Committee, Member, 1991 and 1992
- j. North Carolina Bar Association, Resolutions Committee, Member, 1993
- k. North Carolina Bar Association, Finance Committee, Chair, 2002
- l. North Carolina Bar Association, Memorials Committee, Chair, 1993
- m. North Carolina Bar Association, Continuing Legal Education Committee, Member, 1990 - 1991
- n. North Carolina Bar Association, Charter and Bylaws Committee, Member, 1993 - 1994; Chair of the Bylaws Committee 2000
- o. North Carolina Bar Association, Legal Services Liaison Committee, Member, 1997
- p. North Carolina Bar Association, Strategic Planning Committee, Member, 2001 - 2002
- q. North Carolina Bar Association, North Carolina Case Maker Committee, Member, 1993, 1994, Chair; 1997 - 1998, Co-Chair
- r. North Carolina Bar Association, Committee Chair, 1991-1994 and 1997-2002
- s. North Carolina Bar Association, Litigation Committee, Member, 1992
- t. North Carolina Bar Association, Administrative Law Committee, Member, 1993 - 1995
- u. North Carolina Bar Association, Executive Committee, Member, 1993

- v. North Carolina Bar Association, Business Law, Bankruptcy Law and Labor Law Curriculum Committee, Member, 2002
- w. North Carolina Association of Black Attorneys, Member, approximately 1992 - Present
- x. North Carolina Association of Women Attorneys, Governing Board, Member, 1991, 1993-1999, 2003
- y. Tenth Judicial District, Member, approximately 1997 to Present
- z. Wake County Bar Association, Member, 2002 to Present

10. **Other Memberships:** List all organizations to which you belong that are active in lobbying before public bodies. Please list all other organizations to which you belong.

The American Bar Association and the North Carolina Bar Association have Legislative lobbying activities.

All other organizations:

- a. The Carolina Ballet, Board of Directors
- b. The North Carolina Symphony, Board of Directors (past)
- c. The North Carolina Center for Public Policy Research, Board of Directors (past)
- d. The Wake Med Hospital Foundation, Board of Directors (past)
- e. Hampton Alumni Association
- f. Duke Alumni Association
- g. Duke Women's Health Advisory Project (past)
- h. North State Bank Board of Directors
- i. Raleigh Chapter of the Links, Inc.

11. **Court Admission:** List all courts in which you have been admitted to practice, with dates of admission and lapses if any such memberships lapsed. Please explain the reason for any lapse of membership. Give the same information for administrative bodies which require special admission to practice.

- a. North Carolina, 1975 to present
- b. District of Columbia, 1976; I let my membership lapse after returning to North Carolina, but reactivated it several years ago
- c. Eastern District of North Carolina
- d. U. S. Supreme Court
- e. Fourth Circuit U. S. Court of Appeals
- f. Sixth Circuit U. S. Court of Appeals

12. **Published Writings:** List the titles, publishers, and dates of books, articles, reports, or other published material you have written or edited. Please supply one copy of all published material not readily available to the Committee. Also, please supply a copy of all speeches by you on issues involving constitutional law or legal policy. If there were press reports about the speech, and they are readily available to you, please supply them.

I co-authored a text book, North Carolina Appellate Advocacy, Harrison Publishing Company, Asheville, NC, 1989 (there have been several supplements)

I wrote a law review article, "Fetal Protection and the Exclusion of Women from the Toxic Workplace," NCU Law Journal, Vol. 18, No. 1, 1989

I wrote an article on FERC Order 888 and preemption issues, "Issues of Federalism and State Energy Policy," paper for State Regulatory Aspects of the Emerging Competition in Energy Markets, the thirteenth National Regulatory Conference, Marshall-Wythe School of Law, the College of William and Mary, May 8-9, 1995, Williamsburg, Virginia.

I have given numerous speeches to community organizations, the Commencement Address at Meredith College in the spring of 1991, and informative speeches, particularly on employment and energy issues which I am not able to produce.

The North Carolina Court of Appeals is the first level of appellate Jurisdiction where most appeals go as a matter of right. I have Synopsized ten opinions which reflect the range of issues that came before me during the year that I served. (See attached).

With respect to the decision on In re Adoption of P.E.P., the Supreme Court reversed the Court of Appeals panel on the basis of my dissent.

13. **Health:** What is the present state of your health? List the date of your last physical examination.

I am in excellent health. My last physical was May 1, 2002.

14. **Judicial Office:** State (chronologically) any judicial offices you have held, whether such position was elected or appointed, and a description of the jurisdiction of each such court.

1990 - North Carolina Court of Appeals, Associate Judge, appointed by Governor James Martin. The North Carolina Court of Appeals is the first level of Appellate jurisdiction where most appeals go as matter of right.

1991 to 1998 - North Carolina Utilities Commission, Commissioner, appointed by Governor James Martin and confirmed in joint session by the Senate and the House of Representatives of the North Carolina General Assembly. In accordance with the Public Utilities Act of 1963, Chapter 62, Article 3, Section 62-30, the Commission shall have and exercise such general power and authority to supervise and control the public utilities of the State as may be necessary to carry out the laws providing for their regulation, and all such other powers and duties as may be necessary or incident to the proper discharge of its duties.

15. **Citations:** If you are or have been a judge, provide: (1) citations for the ten most significant opinions you have written; (2) a short summary of and citations for all appellate opinions where your decisions were reversed or where your judgment was affirmed with significant criticism of your substantive or procedural rulings; and (3) citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings and such opinions. If any of the opinions listed were not officially reported, please provide copies of the opinions.
- (1) I have synopsised ten opinions which reflect the range of issues that came before me during the year I served as Associate Judge on the North Carolina Court of Appeals. (See attached)
- With respect to the decision on In re Adoption of P.E.P., the Supreme Court reversed the Court of Appeals panel on the basis of my dissent.
- (2) Not applicable.
- (3) Not applicable.
16. **Public Office:** State (chronologically) any public offices you have held, other than judicial offices, including the terms of service and whether such positions were elected or appointed. State (chronologically) any unsuccessful candidacies for elective public office.

Same response as number 14 above, Judicial Office.

17. Legal Career:

a. Describe chronologically your law practice and experience after graduation from law school including:

1. whether you served as clerk to a judge, and if so, the name of the judge, the court, and the dates of the period you were a clerk;

I served as a law clerk to the Honorable Julia Cooper Mack of the District of Columbia Court of Appeals. from 1977-1978.

2. whether you practiced alone, and if so, the addresses and dates;

I have never practiced alone, although I did handle one court-appointed case after law school while I was looking for a job.

3. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been connected, and the nature of your connection with each;

This listing is identical to that under number 6 above. Employment.

- b. 1. What has been the general character of your law practice, dividing it into periods with dates if its character has changed over the years?

My current law practice focuses primarily on energy issues, as a result of my seven-year tenure on the North Carolina Utilities Commission. My initial focus after law school was in the area of employment law.

2. Describe your typical former clients, and mention the areas, if any, in which you have specialized.

A typical former client is SCANA Corp., which I represented in securing the state approvals of its acquisition of Public Service Company of North Carolina, Inc.

- e. 1. Did you appear in court frequently, occasionally, or not at all? If the frequency of your appearances in court varied, describe each such variance, giving dates.

I do not generally appear in court. My practice is before Administrative bodies, primarily the North Carolina Utilities Commission.

2. What percentage of these appearances was in:
 (a) federal courts;
 (b) state courts of record;
 (c) other courts.

Not applicable.

3. What percentage of your litigation was:
 (a) civil;
 (b) criminal.

Not applicable.

4. State the number of cases in courts of record you tried to verdict or judgment (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

None.

5. What percentage of these trials was:
 (a) jury;
 (b) non-jury.

Not applicable.

18. **Litigation:** Describe the ten most significant litigated matters which you personally handled. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:

- (a) the date of representation;
- (b) the name of the court and the name of the judge or judges before whom the case was litigated; and
- (c) the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

See attached discussion of some of the cases I briefed and argued in the federal courts of appeal on behalf of the Equal Employment Opportunity Commission.

19. **Legal Activities:** Describe the most significant legal activities you have pursued, including significant litigation which did not progress to trial or legal matters that did not involve litigation. Describe the nature of your participation in this question, please omit any information protected by the attorney-client privilege (unless the privilege has been waived.)

There are several cases and matters I would consider significant, which span my legal career. While in the appellate division of the Equal Employment Opportunity Commission (EEOC), I argued cases in the Federal Courts of Appeal which helped define the limits of the "bona fide occupation" exemption to the Age Discrimination in Employment Act. The position I argued was later codified into law.

I also served on the negotiating team which handled the EEOC's lawsuit against General Motors in 1983, which resulted in a \$33 million settlement, the agencies largest non-litigated settlement to that point.

While teaching at North Carolina Central University School of Law, Professor Frances Solari and I co-authored the only text on state appellate advocacy to use in our appellate procedure courses.

I dissented from a panel decision on the Court of Appeals involving an adoption decision with significant procedural and other irregularities which I felt tainted the process to an extent which prohibited the birth parents from giving informed consent. The North Carolina Supreme Court reversed the majority opinion on the basis of the analysis of my dissent.

While serving on the North Carolina Utilities Commission, I presided over and participated in cases involving the implementation of the Telecommunications Act of 1996, the Natural Energy Policy Act of 1992, and the Safe Drinking Water Act, among others. Since leaving the Commission, I have handled regulatory matters involving rate making, mergers and acquisitions, and the certification of electric power plans and interstate natural gas pipelines.

II. FINANCIAL DATA AND CONFLICT OF INTEREST (PUBLIC)

1. **List sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients, or customers. Please describe the arrangements you have made to be compensated in the future for any financial or business interest.**

I am not involved in any such arrangements.

2. **Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern. Identify the categories of litigation and financial arrangements that are likely to present potential conflicts-of-interest during your initial service in the position to which you have been nominated.**

I would recuse myself from any case in which a conflict of interest exists.

I would consider a conflict of interest to exist wherever the circumstances described in 28 U.S.C. Section 455 exist.

I shall keep myself informed as to my financial interests and those of my spouse.

3. **Do you have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your service with the court? If so, explain.**

I have no plans, commitments or arrangements to pursue outside employment during my service with the court.

4. **List sources and amounts of all income received during the calendar year preceding your nomination and for the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, patents, honoraria, and other items exceeding \$500 or more (If you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here.)**

I have attached a copy of my financial disclosure report.

5. **Please complete the attached financial net worth statement in detail (Add schedules as called for).**

See attached net worth statement.

6. **Have you ever held a position or played a role in a political campaign? If so, please identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities.**

I have never held a position in a political campaign, nor ever played a role in one other than making a contribution or engaging in volunteer grass roots activity such as putting up a yard sign.

FINANCIAL STATEMENT

NET WORTH

Provide a complete, current financial net worth statement which itemizes in detail all assets (including bank accounts, real estate, securities, trusts, investments, and other financial holdings) all liabilities (including debts, mortgages, loans, and other financial obligations) of yourself, your spouse, and other immediate members of your household.

AS OF JANUARY 1, 2003

ASSETS			LIABILITIES		
Cash on hand and in banks	50	000 00	Notes payable to banks-secured	18	000 00
U.S. Government securities-add schedule		0	Notes payable to banks-unsecured		0
Listed securities-add schedule	193	775 00	Notes payable to relatives		0
Unlisted securities--add schedule		0	Notes payable to others		0
Accounts and notes receivable:		0	Accounts and bills due		0
Due from relatives and friends		0	Unpaid income tax		0
Due from others		0	Other unpaid income and interest		0
Doubtful		0	Real estate mortgages payable-add schedule	380	000 00
Real estate owned-add schedule	186	000 00	Chattel mortgages and other liens payable	44	000 00
Real estate mortgages receivable		0	Other debts--itemize:		
Autos and other personal property		80 00			
Cash value-life insurance		0			
Other assets itemize:					
Household	50	000 00			
Art	10	000 00			
			Total liabilities	422	000 00
			Net Worth	427	775 00
Total Assets	789	855 00	Total liabilities and net worth	869	775 00

CONTINGENT LIABILITIES		GENERAL INFORMATION	
As endorser, cosigner or guarantor	0	Are any assets pledged? (Add schedule)	NO
On leases or contracts	0	Are you defendant in any suits or legal actions?	NO
Legal Claims	0	Have you ever taken bankruptcy?	NO
Provision for Federal Income Tax	0		
Other special debt	0		

III. GENERAL (PUBLIC)

1. **An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in serving the disadvantaged." Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each.**

In large part, because of the constraints in government work on types of outside activity, and the nature of my practice, I have primarily channeled my public interest work through non-profit organizations. The following are illustrative of that type of activity, but it is only a partial listing. As President-Elect of the North Carolina Bar Association, for example, I have spent the past year serving as an *ex officio* member of the Board of Directors of Legal Aid of North Carolina, which focuses on the state-wide delivery of legal services to the poor. Working to establish adequate funding of legal services is a priority of my upcoming presidency, as well as supporting the Bar Association's legislative agenda through which we are seeking the support of the General Assembly. Another stated priority of the current President, which I have adopted and with respect to which I have already devoted considerable time, is working through legislative and other channels to secure adequate funding for programs within the state's judicial system, such as our Guardian Ad Litem program, and Dispute Resolution Centers, which particularly benefit those with limited resources.

I have a strong interest in women's health issues. The Duke Women's Health Advisory Project held public seminars on women's health issues, staffed a local women's health center, and took Duke Hospital resources into the community. For example, we initiated an effort that involved the use of mobile breast cancer screening units that could be moved about the city. The Wake Med Advisory Board also sponsors a number of programs for low-income children, and the Links, Inc. is a national organization that is active in a number of low-income community programs, such as tutoring and mentoring efforts.

2. **The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, or religion. Do you currently belong, or have you belonged, to any organization which discriminates -- through either formal membership requirements or the practical implementation of membership policies? If so, list, with dates of membership. What you have done to try to change these policies?**

I have never belonged to such an organization.

3. Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts?

No

If so, did it recommend your nomination?

Not applicable.

Please describe your experience in the entire judicial selection process, from beginning to end (including the circumstances which led to your nomination and interviews in which you participated).

I have had two interviews with members of the Office of White House Counsel.

4. Has anyone involved in the process of selecting you as a judicial nominee discussed with you any specific case, legal issue or question in a manner that could reasonably be interpreted as asking how you would rule on such case, issue or question? If so, please explain fully.

No.

5. Please discuss your views on the following criticism involving "judicial activism."

The role of the Federal judiciary within the Federal government, and within society generally, has become the subject of increasing controversy in recent years. It has become the target of both popular and academic criticism that alleges that the judicial branch has usurped many of the prerogatives of other branches and levels of government.

Some of the characteristics of this "judicial activism" have been said to include:

- a. A tendency by the judiciary toward problem-solution rather than grievance-resolution;
- b. A tendency by the judiciary to employ the individual plaintiff as a vehicle for the imposition of far-reaching orders extending to broad classes of individuals;
- c. A tendency by the judiciary to impose broad, affirmative duties upon governments and society;
- d. A tendency by the judiciary toward loosening jurisdictional requirements such as standing and ripeness; and

- e. **A tendency by the judiciary to impose itself upon other institutions in the manner of an administrator with continuing oversight responsibilities.**

Article III of our Constitution allocates to the judiciary the power to decide "cases and controversies" arising under the Constitution and laws of the United States. Since *Marbury v. Madison*, the Article III judiciary has been viewed as having the power to interpret the Constitution as well as review legislation and to strike down that which violates the Constitution. The power and authority of the judiciary is properly limited to cases under the Constitution and laws which have been enacted by the political branches. Likewise, Courts are required to limit their adjudication to those cases which are "live" cases and controversies as opposed to merely rendering advisory opinions.

The Tenth Amendment imposes a different type of restraint on the judiciary. It reaffirms the principle that the national government is a government of limited and enumerated powers which reserves broader power to the States and People. Courts therefore are required to find a valid exercise of federal power in order to uphold a federal law or regulation.

The term "judicial activism" refers to the perception that judges have gone beyond deciding cases based on the Constitution, statutes, and binding legal precedent and are in effect legislating or imposing their policy choices. The term has been employed by both conservative and liberal judges as well as public and academics.

It is in the discharge of their responsibility to interpret the Constitution or statutes, that most of the criticism arises. The process of judging should focus on the particular grievance before the court and leave the broader resolution of general societal problems to the political branch. The Federal Rules of Civil Procedure provide a mechanism by which a party can bring into a lawsuit all of those persons for whom, and from whom, relief should properly be sought. The judiciary should focus on the parties to the litigation rather than using individual plaintiffs as vehicles for the imposition of far-reaching orders extending to broad classes of individuals.

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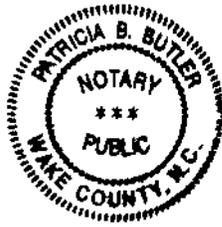
AFFIDAVIT

I, Allyson Kay Duncan, do swear that the information provided in this statement is, to the best of my knowledge, true and accurate.

March 24, 2003
(DATE)

Allyson Kay Duncan
Allyson Kay Duncan

SUBSCRIBED AND SWORN TO before me this 24th day of March, 2003.



Patricia B. Butler
Notary Public in and for the State of
North Carolina

My Commission Expires: 3-10-2008

FD-19 Rev. 1/2007		FINANCIAL DISCLOSURE REPORT FOR NOMINEES		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) Duncan, Allyson K.		2. Court or Organization U. S. Court of Appeals, 4th Cir.		3. Date of Report 5/1/03	
4. Title (Article III judges indicate novice or senior status; magistrate judges indicate full or part-time) Circuit Judge (Nominee)		5. Report Type (check appropriate type) <input checked="" type="checkbox"/> Nomination, Date 4/28/03 ____ Initial ____ Annual ____ Final		6. Reporting Period 1/1/2002 through 4/1/2003	
7. Chambers or Office Address Kilpatrick Stockton, LLP 3737 Glenwood Avenue, Suite 400 Raleigh, North Carolina 27612		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. Reviewing Officer _____ Date _____			
<p>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.</p>					

I. POSITIONS. (Reporting individual only, see pp. 8-13 of Instructions.)

POSITION	NAME OF ORGANIZATION/ENTITY
<input type="checkbox"/> NONE (No reportable positions.)	
1. Partner	Kilpatrick Stockton, LLP
2. Director	North State Bank
3. President - Elect	North Carolina Bar Association

II. AGREEMENTS. (Reporting individual only, see pp. 14-16 of Instructions.)

DATE	PARTIES AND TERMS
<input checked="" type="checkbox"/> NONE (No reportable agreements.)	
1.	
2.	
3.	

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

DATE	SOURCE AND TYPE	GROSS INCOME
<input type="checkbox"/> NONE (No reportable non-investment income.)		
1. 2/28/02	royalties; Harrison Publishing Company; sale of book	\$ 1,024.99
2. 2002	Kilpatrick Stockton LLP	\$ 323,583.00
3. 2003	Kilpatrick Stockton LLP (through 3/31/03, net of hold back)	\$ 47,853.45
4.		\$
5.		\$

Value Codes:	J=\$15,000 or less Q=\$150,001-\$1,000,000 P3=\$25,000,001-\$50,000,000	K=\$15,001-\$50,000 F1=\$1,000,001-\$5,000,000 P4=\$50,000,001 or more	L=\$50,001-\$100,000	M=\$100,001-\$250,000 P2=\$5,000,001-\$25,000,000	N=\$250,001-\$500,000
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FINANCIAL DISCLOSURE REPORT	Name of Person Reporting	Date of Report
	Duncan, Allyson K.	5/1/03

VII. Page 1 INVESTMENTS and TRUSTS — income, value, transactions (Includes those of spouse and dependent children. See pp. 34-37 of Instructions.)

		Income	Value	Transactions	Dividends	Capital Gains	Other
<input type="checkbox"/>	NONE (No reportable income, assets)						EXEMPT
1	Neuberger & Berman Mutual Fund	A	Div.	J	T		
2	American Century Mutual Fund	D	Div.	J	T		
3	Kaufman Mutual Fund	A	Div.	J	T		
4	Monetta Mutual Fund	A	Div.	J	T		
5	Fidelity Gov't Res. Money Mkt.	A	Div.	J	T		
6	Fidelity Puritan Mutual Fund	B	Div.	K	T		
7	Janus Mutual Fund	B	Div.	K	T		
8	Janus 20 Mutual Fund	C	Div.	K	T		
9	First Union Mutual Fund	A	Div.	J	T		
10	Paine Webber Cash Fund	A	Div.	J	T		
11	Vanguard Money Market Fund	A	Div.	J	T		
12	Legg Mason Mutual Fund	A	Div.	J	T		
13	AFLAC Common Stock	A	Div.	J	T		
14	Motorola Common Stock	A	Div.	J	T		
15	Service Master Common Stock	A	Div.	J	T		
16	Mutual Shares Mutual Fund	B	Div.	K	T		

FINANCIAL DISCLOSURE REPORT	Name of Person Reporting	Date of Report
	Duncan, Allyson K.	5/1/03

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

Art. VII changes

tem # 3 Gabelli Mutual Fund was deleted, it was redeemed 8/23/99
tem # 4 Berger 100 Mutual Fund was deleted, it was redeemed 8/2/99
tem # 6 Duplicate Janus Mutual Fund was deleted
tem #12 Name change, correct name is Paine Webber Cash Fund
tem #19 Oakmark Mutual Fund was deleted, it was redeemed 1/4/00

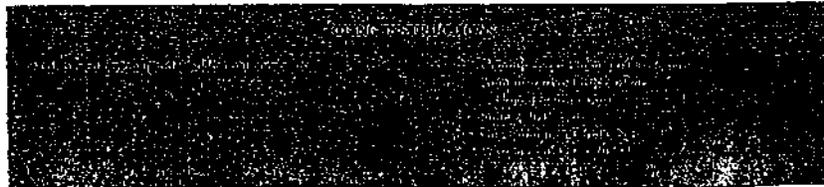
IX. CERTIFICATION.

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 Allyson K. Duncan Date May 1, 2003

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.)



FINANCIAL STATEMENT

NET WORTH

Provide a complete, current financial net worth statement which itemizes in detail all assets (including bank accounts, real estate, securities, trusts, investments, and other financial holdings) all liabilities (including debts, mortgages, loans, and other financial obligations) of yourself, your spouse, and other immediate members of your household.

AS OF JANUARY 1, 2003

ASSETS			LIABILITIES		
Cash on hand and in banks	50	000 00	Notes payable to banks-secured	18	000 00
U.S. Government securities-add schedule		0	Notes payable to banks-unsecured		0
Listed securities-add schedule	193	775 00	Notes payable to relatives		0
Unlisted securities-add schedule		0	Notes payable to others		0
Accounts and notes receivable:		0	Accounts and bills due		0
Due from relatives and friends		0	Unpaid income tax		0
Due from others		0	Other unpaid income and interest		0
Doubtful		0	Real estate mortgages payable-add schedule	380	000 00
Real estate owned-add schedule	486	000 00	Chattel mortgages and other liens payable	44	000 00
Real estate mortgages receivable		0	Other debts-itemize:		
Autos and other personal property		80 00			
Cash value-life insurance		0			
Other assets itemize:					
Household	50	000 00			
Art	10	000 00			
			Total liabilities	442	000 00
			Net Worth	427	775 00
Total Assets	789	855 00	Total liabilities and net worth	869	775 00

CONTINGENT LIABILITIES		GENERAL INFORMATION	
As endorser, comaker or guarantor	0	Are any assets pledged? (Add schedule)	NO
On leases or contracts	0	Are you defendant in any suits or legal actions?	NO
Legal Claims	0	Have you ever taken bankruptcy?	NO
Provision for Federal Income Tax	0		
Other special debt	0		