AO 10
Rev. 3/2023

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2024

Report Required by the Ethics in Government Act of 1978 (5 U.S.C. app. §§ 13101-13111)

1. Person Reporting (last name, first, middle initial)	2. Court or Organization	3. Date of Report
Berner, Nicole G.	United States Court of Appeals, Fourth Court	08/07/2025
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**
United States Circuit Judge (active)	☐ Nomination Date ☐ Initial ☑ Annual ☐ Final **5b.** ☑ Amended Report	01/01/2024 **to** 12/31/2024
7. Chambers or Office Address		
US Court of Appeals for the Fourth Circuit 1100 East Main Street, Suite 501 Richmond, VA 23219		

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.		
2.	General Counsel	Service Employees International Union - resigned when confirmed
3.	Director	Jobs with Justice - resigned when confirmed
4.	Director	National Partnership for Women & Families - resigned when confirmed
5.	Partner	James & Hoffman, PC - resigned when confirmed

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.	2006	Pension Plan for Employees of SEIU (US)
3.		

Name of Person Reporting	Date of Report
Berner, Nicole G.	08/07/2025

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.	2024	James & Hoffman, PC, Salary	$75,638.28
3.	2024	United States Judges, Salary	$170,822.91
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.	2024	Katz Banks Kumin, LLP
2.	2024	The Habonim Camp Association Company Inc
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.					
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.			
2.			
3.			
4.			
5.			

Name of Person Reporting	Date of Report
Berner, Nicole G.	08/07/2025

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. 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)	
1. Bank of America Cash Accounts	A	Interest	K	T					
2. Truist Cash Accounts	A	Interest	J	T					
3. United States Senate Federal Credit Union	A	Interest	J	T					
4. James & Hoffman PC 401(k) (H)									
5. - Fidelity Freedom 2030 K	D	Dividend			Distributed	09/30/24	M		
6. SEIU Staff 401(k) (H)									
7. - Baird Core Plus Bond Fund Class I	B	Dividend			Distributed	09/13/24	K		
8. - Calvert Equity Fund Class I	D	Dividend			Distributed	09/13/24	M		
9. - DFA US Social Core Equity 2 Portfolio	B	Dividend			Distributed	09/13/24	L		
10. - Dryden S&P 500 Index Fund (IS Platform)	B	Dividend			Distributed	09/13/24	L		
11. - Goldman Sachs GQG Partners International Opportunities Fund	A	Dividend			Distributed	09/13/24	L		
12. - High Grade Bond/GSAM Fund	B	Dividend			Distributed	09/13/24	K		
13. - Mid Cap Growth/Artisan Partners Fund	A	Dividend			Distributed	09/13/24	K		
14. - Small Cap Growth II Fund (managed by Wellington)	A	Dividend			Distributed	09/13/24	K		
15. - Small Cap Value/Kennedy Capital Fund	B	Dividend			Distributed	09/13/24	K		
16. Maryland 529 #1 (H)									
17. - Portfolio for Education Today	A	Dividend	J	T	Buy	12/31/24	J		

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
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3. Value Method Codes (See Column C2)
Q =Appraisal
R =Cost (Real Estate Only)
S =Assessment
T =Cash Market
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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. Maryland 529 #2 (H)									
19. - Portfolio 2039	B	Dividend	J	T	Buy	12/31/24	J		
20. Maryland 529 #3 (H)									
21. - Portfolio for Education Today	A	Dividend	J	T	Buy	12/31/24	J		
22. - Portfolio for Education Today					Distributed (part)	12/31/24	J		
23. Maryland 529 #4 (H)									
24. - Portfolio for Education Today	B	Dividend	J	T	Buy	12/31/24	J		
25. Bank of America Money Market Accounts (H)									
26. - ML Bank Deposit Program	A	Interest			Closed	10/14/24	K		
27. - Preferred Deposit	E	Interest			Closed	10/16/24	P1		
28. Merrill Lynch 529 (H)									
29. - Blackrock Fixed Income Port		None			Distributed	06/30/24	J		
30. - iShares Div Fixed Income Port		None			Distributed	06/30/24	J		
31. Charles Schwab Roth IRA (H)									
32. - iShares Trust Core Div Growth ETF	A	Dividend			Sold	11/01/24	J	C	
33. - iShares Edge MSCI Min Vol USA ETF	A	Dividend			Sold	10/25/24	J	C	
34. - SPDR US Financial Sector ETF	A	Dividend			Sold	10/24/24	J	B	

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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

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Berner, Nicole G.	08/07/2025

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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 mm/dd/yy	D. (3) Value Code 2 (J-P)	D. (4) Gain Code 1 (A-H)	
35. - Vanguard Div Appr. ETF	A	Dividend			Sold	11/04/24	J	B	
36. - Vanguard FTSE Dev. Markets ETF	A	Dividend			Sold	11/04/24	J	A	
37. - Vanguard Mid Cap Value Index	A	Dividend			Sold	11/01/24	J	B	
38. - Vanguard Small Cap Value	A	Dividend			Sold	11/01/24	J	B	
39. - Vanguard Total Stock Market ETF	A	Dividend			Sold	11/04/24	J	B	
40. - American Funds AMCAP	A	Dividend			Sold	10/24/24	J	C	
41. - Calamos Market Neutral Income Fund	A	Dividend			Sold	10/24/24	J	A	
42. - Fidelity Advisor New Insights Fund	A	Dividend			Sold	11/04/24	J	C	
43. - Matrix Advisors Dividend	A	Dividend	J	T	Buy	11/01/24	J		
44.					Buy (add'l)	11/04/24	J		
45. - Parnassus Core Equity Investor	A	Dividend	J	T	Buy	11/04/24	J		
46. - Ishares Core S&P Small	A	Dividend	J	T	Buy	10/24/24	J		
47.					Buy (add'l)	11/01/24	J		
48. - Ishares ESG Aware MSCi	A	Dividend	J	T	Buy	11/01/24	J		
49. - Ishares TR IS 1-5 YR IN	A	Dividend	J	T	Buy	10/24/24	J		
50. - SPDR INTRMDT TRM CRPRATE	A	Dividend	J	T	Buy	11/04/24	J		
51. - SPDR S&P 500 Fossil Fuel	A	Dividend	J	T	Buy	10/25/24	J		

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52.					Buy (add'l)	11/01/24	J		
53. - Vanguard Short Term Cor	A	Dividend	J	T	Buy	11/04/24	J		
54. Merrill Lynch Roth IRA (H)									
55. - iShares Trust Core Div Growth ETF	A	Dividend			Distributed	10/22/24	J		
56. - iShares Edge MSCI Min Vol USA ETF	A	Dividend			Distributed	10/22/24	J		
57. - SPDR US Financial Sector ETF	A	Dividend			Distributed	10/22/24	J		
58. - Vanguard Div Appr. ETF	A	Dividend			Distributed	10/22/24	J		
59. - Vanguard FTSE Dev. Markets ETF	A	Dividend			Distributed	10/22/24	J		
60. - Vanguard Mid Cap Value Index	A	Dividend			Distributed	10/22/24	J		
61. - Vanguard Small Cap Value	A	Dividend			Distributed	10/22/24	J		
62. - Vanguard Total Stock Market ETF	A	Dividend			Distributed	10/22/24	J		
63. - American Funds AMCAP	A	Dividend			Distributed	10/22/24	J		
64. - Calamos Market Neutral Income Fund	A	Dividend			Distributed	10/22/24	J		
65. - Fidelity Advisor New Insights Fund	A	Dividend			Distributed	10/22/24	J		
66. Merrill Lynch IRA (H)									
67. - First Trust Value Line Index	A	Dividend			Distributed	09/16/24	J		
68. - iShares TIPS Bond ETF	A	Dividend			Distributed	09/16/24	J		

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69. - Pacer Global Cash Cows Divident ETF	A	Dividend			Distributed	09/16/24	J		
70. - SPDR Portfolio Short Term Corp Bond ETF	A	Dividend			Distributed	09/16/24	J		
71. - Vaneck Short High Yield	A	Dividend			Distributed	09/16/24	J		
72. - Vanguard Dividend Appreciation ETF	A	Dividend			Distributed	09/16/24	J		
73. - AB High Income Fund	A	Dividend			Distributed	09/16/24	J		
74. - Calamos Market Neutral Income Fund	A	Dividend			Distributed	09/16/24	J		
75. - Mainstay McKay Strategic Bond Fund	A	Dividend			Distributed	09/16/24	J		
76. - PGIM Short Duration High Yield Imcome Fund	A	Dividend			Distributed	09/16/24	J		
77. Charles Schwab Trust Account (H)									
78. - Charles Schwab Bank	A	Interest	J	T	Open	01/01/24	J		
79. - Schwab Money Market	A	Dividend	J	T	Open	01/01/24	J		
80. - US Treasury Notes	C	Interest			Sold (part)	03/31/24	K	B	
81.					Sold	09/15/24	K	C	
82. - Parnassus Core Equity Fund	E	Dividend	M	T					
83. - Matrix Advisors Dividend Fund	D	Dividend	N	T					
84. - Dodge & Cox Income Fund	B	Int./Div.	L	T					
85. - SPDR S&P 500 Fossil Fuel Reserves Free	B	Dividend	M	T	Buy	12/31/24	L		

1. Income Gain Codes: (See Columns B1 and D4)
A =$1,000 or less
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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
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3. Value Method Codes (See Column C2)
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86. - iShares ESG MSCI EAFE	C	Dividend	M	T					
87. KBK Capital Account		None	O	T					
88. Charles Schwab One Account (H)									
89. - Charles Schwab Bank	A	Interest	J	T	Open	01/01/24	J		
90. - Schwab Value Advantage	A	Dividend	J	T	Open	01/01/24	J		
91. - Vanguard Short-Term Corporate Bond ETF	B	Dividend	M	T					
92. - iShares Core 1-5 Year USD Bond	B	Dividend	M	T					
93. - iShares Short-Term Corp Bond ETF	A	Dividend			Sold	10/17/24	J	A	
94. - Vanguard Lifestrategy Conservative Growth	D	Dividend			Sold	10/17/24	N	A	
95. - Vanguard Lifestrategy Income Fund	E	Dividend			Sold	10/17/24	N	A	
96. - Matrix Advisors Dividend	B	Dividend	M	T	Buy	10/17/24	M		
97. - Parnassus Core Equity Investor	D	Dividend	L	T	Buy	10/17/24	L		
98. - Ishares ESG Aware MSCI	B	Dividend	L	T	Buy	10/17/24	L		
99. - JPMorgan Ultra Short	B	Dividend	L	T	Buy	10/17/24	L		
100.					Sold (part)	12/23/24	L	A	
101. - SPDR Intermdt Trm Crprate	B	Dividend	L	T	Buy	10/17/24	L		
102. - Spdr S&P 500 Fossil Fuel	A	Dividend	M	T	Buy	10/17/24	M		

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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. 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)	
103. Charles Schwab Inherited IRA (H)									
104. - Charles Schwab Bank	A	Interest	J	T	Open	01/01/24	J		
105. - Schwab Government Money Market	A	Dividend	J	T	Open	01/01/24	J		
106. - UST Notes	D	Interest	L	T	Open	01/01/24	L		
107. - Dodge & Cox Income I	C	Dividend	K	T	Open	01/01/24	K		
108. - Matrix Advisors Dividend	F	Dividend	N	T	Open	01/01/24	N		
109. - Parnassus Core Equity Investor	D	Dividend	L	T	Open	01/01/24	L		
110. - Ishares ESG Aware MSCI	A	Dividend	L	T	Open	01/01/24	L		
111. - SPDR S&P 500 Fossil Fuel	A	Dividend	M	T	Open	01/01/24	M		

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		

Name of Person Reporting	Date of Report
Berner, Nicole G.	08/07/2025

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

Name of Person Reporting	Date of Report
Berner, Nicole G.	08/07/2025

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. § 13141 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Signature: **s/ Nicole G. Berner**

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. § 13106)

Committee on Financial Disclosure
Administrative Office of the United States Courts
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