AO 10
Rev. 3/2023

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2023

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
Johnstone, Anthony D.	United States Court of Appeals for the Ninth Circuit	05/10/2024
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**
Active U.S. Circuit Judge	☐ Nomination Date ☐ Initial ☑ Annual ☐ Final **5b.** ☐ Amended Report	01/01/2023 **to** 12/31/2023
7. Chambers or Office Address		
Russell Smith Federal Courthouse 201 E. Broadway Missoula, MT 59802		

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.	Professor	University of Montana Blewett School of Law
2.	Member-Manager	Johnstone PLLC
3.		
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.	2019	Contingent fee agreement in State v. Talen with State of Montana; Gallik, Bremer & Molloy, PC; and Bloomquist Law Firm PC.
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.	2023	UM Blewett School of Law, professor salary, associated stipends, sick leave payout (pre-appt) (pre-appointment)	$88,340.98
2.	2023	Casebook Royalties	$1,019.91
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.	2023	Missoula County Public Schools
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.					
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
Johnstone, Anthony D.	05/10/2024

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		C. Gross value at end of reporting period		D. Transactions during reporting period				
		(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.	Banking (H)									
2.	US Bank Checking (X)		None	J	T					
3.	US Bank Savings (X)	A	Interest	J	T					
4.	US Bank CD	A	Interest	J	T	Open	05/16/23	J		
5.	US Bank CD	A	Interest	J	T	Open	05/16/23	J		
6.	Citibank Savings	A	Interest	K	T					
7.	Citibank Savings	A	Interest	J	T					
8.	Citibank CD	A	Interest	J	T					
9.	Citibank CD	A	Interest	J	T					
10.	Amex Savings (X)	A	Interest	J	T					
11.	Amex Savings (X)	A	Interest	J	T					
12.	Bank of Hope CD	A	Interest	J	T	Open	09/15/23	J		
13.	DA Davidson Cash (X)	A	Interest	J	T					
14.	IRA #1 (H)									
15.	Calvert Equity Fund (CAAAX)	A	Dividend	K	T					
16.	IRA #2 (H)									
17.	IXUS (iShares Core MSCI Total Int'l Stock ETF)	B	Int./Div.	L	T	Buy (add'l)	01/13/23	L		

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			

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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. EUSA (iShares MSCI USA ETF)	C	Int./Div.	N	T	Sold (part)	03/31/23	J	A	
19.					Sold (part)	06/09/23	J	A	
20.					Buy (add'l)	06/13/23	M		
21. SHYG (iShares 0-5 Yr High Yield Corp Bond ETF)	B	Int./Div.	K	T	Buy (add'l)	03/31/23	J		
22.					Buy (add'l)	06/13/23	K		
23. IUSB (iShares Core Total USD Bond Market ETF)	B	Int./Div.	L	T	Buy (add'l)	06/13/23	L		
24. VB (Vanguard Small Cap ETF)	A	Int./Div.	K	T	Buy	06/09/23	J		
25.					Buy (add'l)	06/13/23	K		
26. IRA #3 (H)									
27. American Funds Growth Portfolio (GWPAX)	A	Dividend	L	T					
28. 529 (H)									
29. American Funds College 2024 Fund (CFTAX)	C	Dividend	M	T	Buy	11/08/23	K		
30. American Funds Conservative Growth & Income Portfolio (CIPAX)	C	Dividend	K	T	Sold (part)	11/08/23	K	A	
31. American Funds Growth & Income Portfolio (CGNAX)	A	Dividend	K	T	Sold (part)	11/08/23	K	B	
32. American Funds Growth Portfolio (CGPAX)	A	Dividend			Sold	11/08/23	L	C	
33. American Funds Balanced Fund	A	Dividend	L	T	Buy	11/08/23	L		
34. 457 (H)									

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35. Vanguard Tgt Ret 2040 Trust II (VR40#)	A	Int./Div.			Sold	06/05/23	N	D	
36. TIAA Traditional Annuity	A	Interest	K	T					
37. 403 (H)									
38. Vanguard Target Retirement 2040 Fund	A	Dividend			Sold	06/05/23	J	B	
39.									
40.									

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

Name of Person Reporting	Date of Report
Johnstone, Anthony D.	05/10/2024

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/ Anthony D. Johnstone

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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