

Executive Branch Personnel Public Financial Disclosure Report (OGE Form 278e)

Filer's Information

Berkovitz, Dan Michael

Commissioner, Commodity Futures Trading Commission

Other Federal Government Positions Held During the Preceding 12 Months:

None

Names of Congressional Committees Considering Nomination:

- **Committee on Agriculture, Nutrition, and Forestry**
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Electronic Signature - I certify that the statements I have made in this form are true, complete and correct to the best of my knowledge.

/s/ Berkovitz, Dan Michael [electronically signed on 03/08/2018 by Berkovitz, Dan Michael in Integrity.gov]

Agency Ethics Official's Opinion - On the basis of information contained in this report, I conclude that the filer is in compliance with applicable laws and regulations (subject to any comments below).

/s/ Davis, Daniel J, Certifying Official [electronically signed on 04/25/2018 by Davis, Daniel J in Integrity.gov]

Other review conducted by

U.S. Office of Government Ethics Certification

/s/ Apol, David, Certifying Official [electronically signed on 05/02/2018 by Apol, David in Integrity.gov]

1. Filer's Positions Held Outside United States Government

#	ORGANIZATION NAME	CITY, STATE	ORGANIZATION TYPE	POSITION HELD	FROM	TO
1	Wilmer Cutler Pickering Hale and Dorr, LLP ("WilmerHale")	Washington, District of Columbia	Law Firm	Partner	9/2013	Present
2	Georgetown University Law Center	Washington, District of Columbia	University/College	Adjunct Professor	1/2012	Present
3	American Bar Association Committee on Futures and Derivatives	Chicago, Illinois	Voluntary Bar Association	Vice Chair	1/2017	Present
4	Family Trust 1	Dunlap, Illinois	Trust	Trustee	9/2017	Present

2. Filer's Employment Assets & Income and Retirement Accounts

#	DESCRIPTION	EIF	VALUE	INCOME TYPE	INCOME AMOUNT
1	WilmerHale (law firm)	N/A			\$1,186,543
2	WilmerHale capital account	N/A	\$250,001 - \$500,000	Interest	\$15,001 - \$50,000
3	Georgetown University Law Center	N/A		Salary	\$6,500
4	DFA International Core Equity Portfolio Institutional Class (DFIEX) (Personal IRA)	Yes	\$15,001 - \$50,000		\$1,001 - \$2,500
5	DFA US Core Equity II Portfolio Institutional Class (DFQTX) (Personal IRA)	Yes	\$50,001 - \$100,000		\$2,501 - \$5,000
6	iShares Core US Aggregate Bond ETF (AGG) (Personal IRA)	Yes	\$1,001 - \$15,000		None (or less than \$201)

#	DESCRIPTION	EIF	VALUE	INCOME TYPE	INCOME AMOUNT
7	Vanguard Target Retirement 2025 Fund (VTTVX) (Wilmer-Hale Contribution Plan)	Yes	\$100,001 - \$250,000		\$2,501 - \$5,000
8	WilmerHale defined benefit plan	N/A	\$100,001 - \$250,000		None (or less than \$201)
9	U.S. brokerage money market account (cash) (Personal IRA)	N/A	\$1,001 - \$15,000		None (or less than \$201)
10	WilmerHale anticipated partnership share	N/A	\$500,001 - \$1,000,000		None (or less than \$201)

3. Filer's Employment Agreements and Arrangements

#	EMPLOYER OR PARTY	CITY, STATE	STATUS AND TERMS	DATE
1	WilmerHale	Washington, District of Columbia	Pursuant to the partnership agreement, I will receive my final partnership share distribution in April 2018. The total amount of the payments will be calculated as of that date, based on the work I performed through December 2017. Pursuant to the partnership agreement, following my withdrawal from the firm, I will receive a lump sum payment of my capital account. This payment will be calculated as of the date of my withdrawal.	9/2013
2	Georgetown University Law Center	Washington, District of Columbia	Upon confirmation, I will resign from my position as an Adjunct Faculty Member at Georgetown University Law Center.	6/2010
3	WilmerHale	Washington, District of Columbia	I will not participate in this defined contribution plan after my separation. The plan is maintained by an independent U.S. brokerage firm.	9/2013
4	WilmerHale	Washington, District of Columbia	Upon my separation from WilmerHale, the value of the assets in my defined benefit plan will be distributed in accordance with WilmerHale's practice of paying a lumpsum distribution to partners after separation from the firm.	9/2013

#	EMPLOYER OR PARTY	CITY, STATE	STATUS AND TERMS	DATE
5	American Bar Association Committee on Futures and Derivatives	Chicago, Illinois	Upon confirmation, I will resign from my position as Vice Chair of the American Bar Association Committee on Futures and Derivatives.	1/2017

4. Filer's Sources of Compensation Exceeding \$5,000 in a Year

#	SOURCE NAME	CITY, STATE	BRIEF DESCRIPTION OF DUTIES
1	Wilmer Cutler Pickering Hale and Dorr LLP ("WilmerHale")	Washington, District of Columbia	Partner, provide legal services to clients.
2	Georgetown University Law Center	Washington, District of Columbia	Teach class in derivatives regulation.
3	Citigroup, Inc.	New York, New York	Legal services (client of WilmerHale).
4	Barclays Financial Corp.	New York, New York	Legal services (client of WilmerHale).
5	Currencies Direct Holdings, Ltd.	London, U.K., Outside U.S.	Legal services (client of WilmerHale).
6	Citadel, LLC	Chicago, Illinois	Legal services (client of WilmerHale).
7	UBS Financial Services Inc.	New York, New York	Legal services (client of WilmerHale).
8	Andreessen Horowitz	Menlo Park, California	Legal services (client of WilmerHale).
9	One Confidential Client/individual/ non-public investigation	New York, New York	Legal services (client of WilmerHale).
10	JPMorgan Chase & Co.	New York, New York	Legal services (client of WilmerHale).
11	StockX	Detroit, Michigan	Legal services (client of WilmerHale).

#	SOURCE NAME	CITY, STATE	BRIEF DESCRIPTION OF DUTIES
12	Seed CX Ltd.	Chicago, Illinois	Legal services (client of WilmerHale).
13	Aston Capital Management	New York, New York	Legal services (client of WilmerHale).
14	Bloomberg, LP	New York, New York	Legal services (client of WilmerHale).
15	Intercontinental Exchange, Inc.	Atlanta, Georgia	Legal services (client of WilmerHale).
16	Morgan Stanley	New York, New York	Legal services (client of WilmerHale).
17	Abu Dhabi Investment Authority	Abu Dhabi, UAE, Outside U.S.	Legal services (client of WilmerHale).
18	Monex Deposit Company	Newport Beach, California	Legal services (client of WilmerHale).
19	Chicago Board Options Exchange, Inc.	Chicago, Illinois	Legal services (client of WilmerHale).
20	BGC Financial, LP	New York, New York	Legal services (client of WilmerHale).
21	Alcoa	Pittsburgh, Pennsylvania	Legal services (client of WilmerHale)

5. Spouse's Employment Assets & Income and Retirement Accounts

#	DESCRIPTION	EIF	VALUE	INCOME TYPE	INCOME AMOUNT
1	Verizon	N/A		salary, bonus	
2	Verizon, Restricted Stock Units	N/A	\$50,001 - \$100,000		None (or less than \$201)
3	Verizon, Performance Stock Units	N/A	\$100,001 - \$250,000		None (or less than \$201)

#	DESCRIPTION	EIF	VALUE	INCOME TYPE	INCOME AMOUNT
4	DFA International Core Equity Portfolio Institutional Class (DFIEX) (Personal IRA)	Yes	\$100,001 - \$250,000		\$2,501 - \$5,000
5	DFA US Core Equity II Portfolio Institutional Class (DFQTX)(Personal IRA)	Yes	\$250,001 - \$500,000		\$5,001 - \$15,000
6	DFA US Small Cap Value Portfolio Institutional Class (DFSVX) (Personal IRA)	Yes	\$50,001 - \$100,000		\$2,501 - \$5,000
7	DFA Real Estate Securities Portfolio Institutional Class (DFREX)(Personal IRA)	Yes	\$15,001 - \$50,000		\$1,001 - \$2,500
8	StoneRidge Reinsurance Risk Premium Interval Fund (SRRIX(Personal IRA))	Yes	\$50,001 - \$100,000		None (or less than \$201)
9	Verizon 2025 Fund (TTP)	Yes	\$250,001 - \$500,000		None (or less than \$201)
10	Verizon Stock Fund (Verizon Common Stock & Cash) (Verizon Executive Compensation Plan (EDP))	N/A	None (or less than \$1,001)	Dividends	\$201 - \$1,000
11	U.S. brokerage money market account #1 (cash)	N/A	\$15,001 - \$50,000		None (or less than \$201)
12	U.S. brokerage money market account #2 (cash)	N/A	\$1,001 - \$15,000		None (or less than \$201)
13	U.S. brokerage money market account #3 (cash)(Verizon Executive Compensation Plan (EDP))	N/A	\$1,001 - \$15,000		None (or less than \$201)
14	Verizon Communications Inc	N/A	\$100,001 - \$250,000	Dividends	\$2,501 - \$5,000
15	Verizon 2025 Fund (UPTP) (Verizon Executive Compensation Plan (EDP))	Yes	\$15,001 - \$50,000		None (or less than \$201)
16	U.S. brokerage money market account (cash) (Personal IRA)	N/A	\$1,001 - \$15,000		None (or less than \$201)

6. Other Assets and Income

#	DESCRIPTION	EIF	VALUE	INCOME TYPE	INCOME AMOUNT
1	DFA T.A. U.S. Core Equity 2 Portfolio Institutional Class Fund (DFTCX)	Yes	\$250,001 - \$500,000		\$5,001 - \$15,000
2	DFA International Core Equity Portfolio Institutional Class Fund (DFIEX)	Yes	\$250,001 - \$500,000		\$1,001 - \$2,500
3	DFA US Core Equity II Portfolio Institutional Class Fund (DFQTX)	Yes	\$250,001 - \$500,000		None (or less than \$201)
4	DFA Emerging Markets Core Equity Portfolio Institutional Class Fund (DFCEX)	Yes	\$100,001 - \$250,000		\$2,501 - \$5,000
5	DFA US Small Cap Value Portfolio Institutional Class Fund (DFSVX)	Yes	\$100,001 - \$250,000		\$2,501 - \$5,000
6	DFA Real Estate Securities Portfolio Institutional Class Fund (DFREX)	Yes	\$50,001 - \$100,000		\$1,001 - \$2,500
7	Stoneridge All Asset Variance Risk Premium Fund (AVRPX)	Yes	\$50,001 - \$100,000		\$5,001 - \$15,000
8	Vanguard Dividend Appreciation Fund ETF (VIG)	Yes	\$50,001 - \$100,000		\$201 - \$1,000
9	iShares Core U.S. Aggregate Bond ETF (AGG)	Yes	\$50,001 - \$100,000		\$1,001 - \$2,500
10	Adobe Systems Incorporated - Common Stock	N/A	\$1,001 - \$15,000		None (or less than \$201)
11	Vanguard Intermediate-Term Tax-Exempt Fund Admiral Shares (VWIUX)	Yes	\$50,001 - \$100,000		\$1,001 - \$2,500
12	Vanguard Long-Term Tax-Exempt Fund Admiral Shares (VWLUX)	Yes	\$50,001 - \$100,000		\$1,001 - \$2,500
13	Vanguard Limited-Term Tax-Exempt Fund Admiral Shares (VMLUX)	Yes	\$50,001 - \$100,000		\$201 - \$1,000

#	DESCRIPTION		EIF	VALUE	INCOME TYPE	INCOME AMOUNT
14	Vanguard Total International Stock Index Fund Admiral Shares (VTIAX)		Yes	\$100,001 - \$250,000		\$2,501 - \$5,000
15	Vanguard Total Stock Market Index Fund Admiral Shares (VTSAX)		Yes	\$250,001 - \$500,000		\$2,501 - \$5,000
16	U.S. Bank Checking Account #1 (cash)		N/A	\$15,001 - \$50,000		None (or less than \$201)
17	U.S. Bank Savings/Money Market (cash)		N/A	\$1,001 - \$15,000		None (or less than \$201)
18	U.S. Bank Checking Account #2 (cash)		N/A	\$1,001 - \$15,000		None (or less than \$201)
19	U.S. Bank Checking Account #3 (cash)		N/A	\$100,001 - \$250,000	Interest	\$201 - \$1,000
20	Gold Coins		N/A	\$1,001 - \$15,000		None (or less than \$201)
21	U.S. brokerage money market account (cash)		N/A	\$1,001 - \$15,000		None (or less than \$201)
22	DFA T.A. US Core Equity 2 Portfolio Institutional Class (DFTCX)		Yes	\$100,001 - \$250,000		\$2,501 - \$5,000
23	DFA International Core Equity Portfolio Institutional Class (DFIEX)		Yes	\$100,001 - \$250,000		\$2,501 - \$5,000
24	DFA US Core Equity II Portfolio Institutional Class (DFQTX)		Yes	\$15,001 - \$50,000		\$201 - \$1,000
25	DFA Emerging Markets Core Equity Portfolio Institutional Class (DFCEX)		Yes	\$15,001 - \$50,000		\$201 - \$1,000
26	Indiana CollegeChoice Direct 529 Savings Plan	See Endnote	N/A	None (or less than \$1,001)	Distribution	\$64,386
27	Maryland ABLE Account (Able Agressive) (Cash)		Yes	\$15,001 - \$50,000		None (or less than \$201)

#	DESCRIPTION	EIF	VALUE	INCOME TYPE	INCOME AMOUNT
28	DFA Global Equity Portfolio Institutional Class (DGEIX) (UTMA)	Yes	\$15,001 - \$50,000		\$201 - \$1,000
29	Maryland College Investment Plan #1(529)	No			
29.1	Equity Portfolio	Yes	\$50,001 - \$100,000		None (or less than \$201)
29.2	Portfolio 2018	Yes	\$50,001 - \$100,000		None (or less than \$201)
30	Maryland College Investment Plan #2 (529)	No			
30.1	Portfolio 2018	Yes	\$100,001 - \$250,000		None (or less than \$201)

7. Transactions

(N/A) - Not required for this type of report

8. Liabilities

#	CREDITOR NAME	TYPE	AMOUNT	YEAR INCURRED	RATE	TERM
1	PNC Bank	Mortgage on Personal Residence	\$500,001 - \$1,000,000	2012	3.875%	30 years

9. Gifts and Travel Reimbursements

(N/A) - Not required for this type of report

Endnotes

PART	#	ENDNOTE
6.	26	Plan controlled by relative for the benefit of a dependent child.

Summary of Contents

1. Filer's Positions Held Outside United States Government

Part 1 discloses positions that the filer held at any time during the reporting period (excluding positions with the United States Government). Positions are reportable even if the filer did not receive compensation.

This section does not include the following: (1) positions with religious, social, fraternal, or political organizations; (2) positions solely of an honorary nature; (3) positions held as part of the filer's official duties with the United States Government; (4) mere membership in an organization; and (5) passive investment interests as a limited partner or non-managing member of a limited liability company.

2. Filer's Employment Assets & Income and Retirement Accounts

Part 2 discloses the following:

- Sources of earned and other non-investment income of the filer totaling more than \$200 during the reporting period (e.g., salary, fees, partnership share, honoraria, scholarships, and prizes)
- Assets related to the filer's business, employment, or other income-generating activities that (1) ended the reporting period with a value greater than \$1,000 or (2) produced more than \$200 in income during the reporting period (e.g., equity in business or partnership, stock options, retirement plans/accounts and their underlying holdings as appropriate, deferred compensation, and intellectual property, such as book deals and patents)

This section does not include assets or income from United States Government employment or assets that were acquired separately from the filer's business, employment, or other income-generating activities (e.g., assets purchased through a brokerage account). Note: The type of income is not required if the amount of income is \$0 - \$200 or if the asset qualifies as an excepted investment fund (EIF).

3. Filer's Employment Agreements and Arrangements

Part 3 discloses agreements or arrangements that the filer had during the reporting period with an employer or former employer (except the United States Government), such as the following:

- Future employment
- Leave of absence
- Continuing payments from an employer, including severance and payments not yet received for previous work (excluding ordinary salary from a current employer)
- Continuing participation in an employee welfare, retirement, or other benefit plan, such as pensions or a deferred compensation plan
- Retention or disposition of employer-awarded equity, sharing in profits or carried interests (e.g., vested and unvested stock options, restricted stock, future share of a company's profits, etc.)

4. Filer's Sources of Compensation Exceeding \$5,000 in a Year

Part 4 discloses sources (except the United States Government) that paid more than \$5,000 in a calendar year for the filer's services during any year of the reporting period.

The filer discloses payments both from employers and from any clients to whom the filer personally provided services. The filer discloses a source even if the source made its payment to the filer's employer and not to the filer. The filer does not disclose a client's payment to the filer's employer if the filer did not provide the services for which the client is paying.

5. Spouse's Employment Assets & Income and Retirement Accounts

Part 5 discloses the following:

- Sources of earned income (excluding honoraria) for the filer's spouse totaling more than \$1,000 during the reporting period (e.g., salary, consulting fees, and partnership share)
- Sources of honoraria for the filer's spouse greater than \$200 during the reporting period
- Assets related to the filer's spouse's employment, business activities, other income-generating activities that (1) ended the reporting period with a value greater than \$1,000 or (2) produced more than \$200 in income during the reporting period (e.g., equity in business or partnership, stock options, retirement plans/accounts and their underlying holdings as appropriate, deferred compensation, and intellectual property, such as book deals and patents)

This section does not include assets or income from United States Government employment or assets that were acquired separately from the filer's spouse's business, employment, or other income-generating activities (e.g., assets purchased through a brokerage account). Note: The type of income is not required if the amount of income is \$0 - \$200 or if the asset qualifies as an excepted investment fund (EIF). Amounts of income are not required for a spouse's earned income (excluding honoraria).

6. Other Assets and Income

Part 6 discloses each asset, not already reported, that (1) ended the reporting period with a value greater than \$1,000 or (2) produced more than \$200 in investment income during the reporting period. For purposes of the value and income thresholds, the filer aggregates the filer's interests with those of the filer's spouse and dependent children.

This section does not include the following types of assets: (1) a personal residence (unless it was rented out during the reporting period); (2) income or retirement benefits associated with United States Government employment (e.g., Thrift Savings Plan); and (3) cash accounts (e.g., checking, savings, money market accounts) at a single financial institution with a value of \$5,000 or less (unless more than \$200 of income was produced). Additional exceptions apply. Note: The type of income is not required if the amount of income is \$0 - \$200 or if the asset qualifies as an excepted investment fund (EIF).

7. Transactions

Part 7 discloses purchases, sales, or exchanges of real property or securities in excess of \$1,000 made on behalf of the filer, the filer's spouse or dependent child during reporting period.

This section does not include transactions that concern the following: (1) a personal residence, unless rented out; (2) cash accounts (e.g., checking, savings, CDs, money market accounts) and money market mutual funds; (3) Treasury bills, bonds, and notes; and (4) holdings within a federal Thrift Savings Plan account. Additional exceptions apply.

8. Liabilities

Part 8 discloses liabilities over \$10,000 that the filer, the filer's spouse or dependent child owed at any time during the reporting period.

This section does not include the following types of liabilities: (1) mortgages on a personal residence, unless rented out (limitations apply for PAS filers); (2) loans secured by a personal motor vehicle, household furniture, or appliances, unless the loan exceeds the item's purchase price; and (3) revolving charge accounts, such as credit card balances, if the outstanding liability did not exceed \$10,000 at the end of the reporting period. Additional exceptions apply.

9. Gifts and Travel Reimbursements

This section discloses:

- Gifts totaling more than \$390 that the filer, the filer's spouse, and dependent children received from any one source during the reporting period.
- Travel reimbursements totaling more than \$390 that the filer, the filer's spouse, and dependent children received from any one source during the reporting period.

For purposes of this section, the filer need not aggregate any gift or travel reimbursement with a value of \$156 or less. Regardless of the value, this section does not include the following items: (1) anything received from relatives; (2) anything received from the United States Government or from the District of Columbia, state, or local governments; (3) bequests and other forms of inheritance; (4) gifts and travel reimbursements given to the filer's agency in connection with the filer's official travel; (5) gifts of hospitality (food, lodging, entertainment) at the donor's residence or personal premises; and (6) anything received by the filer's spouse or dependent children totally independent of their relationship to the filer. Additional exceptions apply.

Privacy Act Statement

Title I of the Ethics in Government Act of 1978, as amended (the Act), 5 U.S.C. app. § 101 et seq., as amended by the Stop Trading on Congressional Knowledge Act of 2012 (Pub. L. 112-105) (STOCK Act), and 5 C.F.R. Part 2634 of the U. S. Office of Government Ethics regulations require the reporting of this information. The primary use of the information on this report is for review by Government officials to determine compliance with applicable Federal laws and regulations. This report may also be disclosed upon request to any requesting person in accordance with sections 105 and 402(b)(1) of the Act or as otherwise authorized by law. You may inspect applications for public access of your own form upon request. Additional disclosures of the information on this report may be made: (1) to any requesting person, subject to the limitation contained in section 208(d)(1) of title 18, any determination granting an exemption pursuant to sections 208(b)(1) and 208(b)(3) of title 18; (2) to a Federal, State, or local law enforcement agency if the disclosing agency becomes aware of violations or potential violations of law or regulation; (3) to another Federal agency, court or party in a court or Federal administrative proceeding when the Government is a party or in order to comply with a judge-issued subpoena; (4) to a source when necessary to obtain information relevant to a conflict of interest investigation or determination; (5) to the National Archives and Records Administration or the General Services Administration in records management inspections; (6) to the Office of Management and Budget during legislative coordination on private relief legislation; (7) to the Department of Justice or in certain legal proceedings when the disclosing agency, an employee of the disclosing agency, or the United States is a party to litigation or has an interest in the litigation and the use of such records is deemed relevant and necessary to the litigation; (8) to reviewing officials in a new office, department or agency when an employee transfers or is detailed from one covered position to another; (9) to a Member of Congress or a congressional office in response to an inquiry made on behalf of an individual who is the subject of the record; (10) to contractors and other non-Government employees working on a contract, service or assignment for the Federal Government when necessary to accomplish a function related to an OGE Government-wide system of records; and (11) on the OGE Website and to any person, department or agency, any written ethics agreement filed with OGE by an individual nominated by the President to a position requiring Senate confirmation. See also the OGE/GOVT-1 executive branch-wide Privacy Act system of records.

Public Burden Information

This collection of information is estimated to take an average of three hours per response, including time for reviewing the instructions, gathering the data needed, and completing the form. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Program Counsel, U.S. Office of Government Ethics (OGE), Suite 500, 1201 New York Avenue, NW., Washington, DC 20005-3917.

Pursuant to the Paperwork Reduction Act, as amended, an agency may not conduct or sponsor, and no person is required to respond to, a collection of information unless it displays a currently valid OMB control number (that number, 3209-0001, is displayed here and at the top of the first page of this OGE Form 278e).
