

# FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2015

Report Required by the Ethics  
in Government Act of 1978  
(5 U.S.C. app. §§ 101-111)

|                                                                                                                                                                                                           |                                                                                                                                                                                                                                                                                          |                                                                  |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------|
| <b>1. Person Reporting</b> (last name, first, middle initial)<br><br>Foschio, Leslie G.                                                                                                                   | <b>2. Court or Organization</b><br><br>U.S. District - WDNY                                                                                                                                                                                                                              | <b>3. Date of Report</b><br><br>05/09/2016                       |
| <b>4. Title</b> (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time)<br><br>Magistrate Judge - Recall                                                     | <b>5a. Report Type</b> (check appropriate type)<br><input type="checkbox"/> Nomination <input type="checkbox"/> Date<br><input type="checkbox"/> Initial <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final<br><b>5b.</b> <input type="checkbox"/> Amended Report | <b>6. Reporting Period</b><br><br>01/01/2015<br>to<br>12/31/2015 |
| <b>7. Chambers or Office Address</b><br><br>2 Niagara Square<br>Room 724<br>Buffalo, NY 14202                                                                                                             |                                                                                                                                                                                                                                                                                          |                                                                  |
| <p align="center"><b>IMPORTANT NOTES:</b> The instructions accompanying this form must be followed. Complete all parts, checking the NONE box for each part where you have no reportable information.</p> |                                                                                                                                                                                                                                                                                          |                                                                  |

## I. POSITIONS. (Reporting individual only; see pp. 9-13 of filing instructions.)

☐ NONE (No reportable positions.)

POSITION

NAME OF ORGANIZATION/ENTITY

|            |                                                                                            |
|------------|--------------------------------------------------------------------------------------------|
| 1. Trustee | Theodore Roosevelt Inaugural National Historic Site Foundation(Buffalo)<br>(uncompensated) |
| 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. |  |

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Name of Person Reporting

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**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.)*

| <u>DATE</u>   | <u>SOURCE AND TYPE</u>                                      | <u>INCOME</u><br>(yours, not spouse's) |
|---------------|-------------------------------------------------------------|----------------------------------------|
| 1. 1/15-12/15 | The Principal - Company Sponsored Pension                   | \$8,040.00                             |
| 2. 1/15-12/15 | NY State - Employee Retirement System - Vested Pension Plan | \$6,990.00                             |
| 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.)*

| <u>DATE</u> | <u>SOURCE AND TYPE</u> |
|-------------|------------------------|
| 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.)*

| <u>SOURCE</u> | <u>DATES</u> | <u>LOCATION</u> | <u>PURPOSE</u> | <u>ITEMS PAID OR PROVIDED</u> |
|---------------|--------------|-----------------|----------------|-------------------------------|
| 1.            |              |                 |                |                               |
| 2.            |              |                 |                |                               |
| 3.            |              |                 |                |                               |
| 4.            |              |                 |                |                               |
| 5.            |              |                 |                |                               |

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**V. GIFTS.** *(Includes those to spouse and dependent children; see pp. 28-31 of filing instructions.)*NONE *(No reportable gifts.)*SOURCEDESCRIPTIONVALUE

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.)*CREDITORDESCRIPTIONVALUE CODE

1.

2.

3.

4.

5.

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Name of Person Reporting

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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.<br>Description of Assets<br>(including trust assets)<br><br>Place "(X)" after each asset<br>exempt from prior disclosure | B.<br>Income during<br>reporting period |                                               | C.<br>Gross value at end<br>of reporting period |                                           | D.<br>Transactions during reporting period      |                         |                                 |                                |                                                                   |
|-----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|-----------------------------------------------|-------------------------------------------------|-------------------------------------------|-------------------------------------------------|-------------------------|---------------------------------|--------------------------------|-------------------------------------------------------------------|
|                                                                                                                             | (1)<br>Amount<br>Code 1<br>(A-H)        | (2)<br>Type (e.g.,<br>div., rent,<br>or int.) | (1)<br>Value<br>Code 2<br>(J-P)                 | (2)<br>Value<br>Method<br>Code 3<br>(Q-W) | (1)<br>Type (e.g.,<br>buy, sell,<br>redemption) | (2)<br>Date<br>mm/dd/yy | (3)<br>Value<br>Code 2<br>(J-P) | (4)<br>Gain<br>Code 1<br>(A-H) | (5)<br>Identity of<br>buyer/seller<br>(if private<br>transaction) |
| 1. TD Ameritrade - IRA                                                                                                      |                                         | None                                          | M                                               | T                                         |                                                 |                         |                                 |                                |                                                                   |
| 2. -Apple                                                                                                                   |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 3. -Caterpillar                                                                                                             |                                         |                                               |                                                 |                                           | Buy<br>(add'l)                                  | 08/21/15                | J                               |                                |                                                                   |
| 4. -Cleveland Biolabs                                                                                                       |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 5. -Ebay                                                                                                                    |                                         |                                               |                                                 |                                           | Sold                                            | 08/21/15                | J                               | A                              |                                                                   |
| 6. -Eventide Gilead Fund                                                                                                    |                                         |                                               |                                                 |                                           | Buy                                             | 01/29/15                | J                               |                                |                                                                   |
| 7. -Fairway Markets                                                                                                         |                                         |                                               |                                                 |                                           | Buy                                             | 01/29/15                | J                               |                                |                                                                   |
| 8. -General Electric                                                                                                        |                                         |                                               |                                                 |                                           | Sold                                            | 08/21/15                | J                               | B                              |                                                                   |
| 9. -General Motors                                                                                                          |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 10. -High Crush Partners                                                                                                    |                                         |                                               |                                                 |                                           | Buy<br>(add'l)                                  | 08/21/15                | J                               |                                |                                                                   |
| 11. -Intuitive Surgical                                                                                                     |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 12. -Joy Global                                                                                                             |                                         |                                               |                                                 |                                           | Buy<br>(add'l)                                  | 08/21/15                | J                               |                                |                                                                   |
| 13. -MBIA                                                                                                                   |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 14. -Merck                                                                                                                  |                                         |                                               |                                                 |                                           | Sold                                            | 08/21/15                | J                               | C                              |                                                                   |
| 15. -Microsoft                                                                                                              |                                         |                                               |                                                 |                                           |                                                 |                         |                                 |                                |                                                                   |
| 16. -Paypal                                                                                                                 |                                         |                                               |                                                 |                                           | Buy                                             | 08/21/15                | J                               |                                |                                                                   |
| 17. -Procter & Gamble                                                                                                       |                                         |                                               |                                                 |                                           | Buy                                             | 08/21/15                | J                               |                                |                                                                   |

|                                                  |                                                                                    |                                                      |                                                             |                                                            |                        |
|--------------------------------------------------|------------------------------------------------------------------------------------|------------------------------------------------------|-------------------------------------------------------------|------------------------------------------------------------|------------------------|
| 1. Income Gain Codes:<br>(See Columns B1 and D4) | A ~\$1,000 or less<br>F ~\$50,001 - \$100,000                                      | B ~\$1,001 - \$2,500<br>G ~\$100,001 - \$1,000,000   | C ~\$2,501 - \$5,000<br>H ~\$1,000,001 - \$5,000,000        | D ~\$5,001 - \$15,000<br>H2 ~More than \$5,000,000         | E ~\$15,001 - \$50,000 |
| 2. Value Codes<br>(See Columns C1 and D3)        | J ~\$15,000 or less<br>N ~\$250,001 - \$500,000<br>P3 ~\$25,000,001 - \$50,000,000 | K ~\$15,001 - \$50,000<br>O ~\$500,001 - \$1,000,000 | P1 ~\$1,000,001 - \$5,000,000<br>P4 ~More than \$50,000,000 | M ~\$100,001 - \$250,000<br>P2 ~\$5,000,001 - \$25,000,000 |                        |
| 3. Value Method Codes<br>(See Column C2)         | Q = Appraisal<br>U = Book Value                                                    | R = Cost (Real Estate Only)<br>V = Other             | S = Assessment<br>W = Estimated                             | T = Cash Market                                            |                        |

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Name of Person Reporting

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Date of Report

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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.<br>Description of Assets<br>(including trust assets)<br><br>Place "(X)" after each asset<br>exempt from prior disclosure | B.<br>Income during<br>reporting period |                                               | C.<br>Gross value at end<br>of reporting period |                                           | D.<br>Transactions during reporting period      |                         |                                 |                                |                                                                   |
|-----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|-----------------------------------------------|-------------------------------------------------|-------------------------------------------|-------------------------------------------------|-------------------------|---------------------------------|--------------------------------|-------------------------------------------------------------------|
|                                                                                                                             | (1)<br>Amount<br>Code 1<br>(A-H)        | (2)<br>Type (e.g.,<br>div., rent,<br>or int.) | (1)<br>Value<br>Code 2<br>(J-P)                 | (2)<br>Value<br>Method<br>Code 3<br>(Q-W) | (1)<br>Type (e.g.,<br>buy, sell,<br>redemption) | (2)<br>Date<br>mm/dd/yy | (3)<br>Value<br>Code 2<br>(J-P) | (4)<br>Gain<br>Code 1<br>(A-H) | (5)<br>Identity of<br>buyer/seller<br>(if private<br>transaction) |

|                                  |  |  |  |  |         |          |   |   |  |
|----------------------------------|--|--|--|--|---------|----------|---|---|--|
| 18. -Tesla                       |  |  |  |  |         |          |   |   |  |
| 19. -Skyworks                    |  |  |  |  | Buy     | 08/21/15 | J |   |  |
| 20. -Skyworks                    |  |  |  |  | Sold    | 08/27/15 | J | A |  |
| 21. -SuperMicro                  |  |  |  |  | Buy     | 03/26/15 | J |   |  |
| 22. -Tower International         |  |  |  |  | Buy     | 08/21/15 | J |   |  |
| 23. -Whole Foods                 |  |  |  |  | Buy     | 08/12/15 | J |   |  |
| 24. -Arcelormittal 3/01/21 Bond  |  |  |  |  |         |          |   |   |  |
| 25. -Advance Micro 5/1/15 Bonds  |  |  |  |  | Matured | 05/01/15 | J |   |  |
| 26. -Dean Foods 10/15/17 Bonds   |  |  |  |  | Sold    | 10/15/15 | J | A |  |
| 27. -Donnelly RR 3/15/21 Bonds   |  |  |  |  | Sold    | 10/15/15 | J | A |  |
| 28. -Dyncorp 7/1/17 Bonds        |  |  |  |  | Sold    | 10/15/15 | J | A |  |
| 29. -Earthlink 5/15/19 Bonds     |  |  |  |  | Sold    | 10/15/15 | J | A |  |
| 30. -Exelon 6/15/22 Bonds        |  |  |  |  |         |          |   |   |  |
| 31. -First Energy 3/15/23 Bonds  |  |  |  |  |         |          |   |   |  |
| 32. -Goodyear Tire 8/15/20 Bonds |  |  |  |  |         |          |   |   |  |
| 33. -Istar Financial 6/14/16     |  |  |  |  | Sold    | 10/15/15 | J | A |  |
| 34. -Leucadia 10/18/23 Bonds     |  |  |  |  |         |          |   |   |  |

|                                                  |                                                                                       |                                                        |                                                                                           |                                                              |                         |
|--------------------------------------------------|---------------------------------------------------------------------------------------|--------------------------------------------------------|-------------------------------------------------------------------------------------------|--------------------------------------------------------------|-------------------------|
| 1. Income Gain Codes:<br>(See Columns B1 and D4) | A = \$1,000 or less<br>F = \$50,001 - \$100,000                                       | B = \$1,001 - \$2,500<br>G = \$100,001 - \$1,000,000   | C = \$2,501 - \$5,000<br>H1 = \$1,000,001 - \$5,000,000                                   | D = \$5,001 - \$15,000<br>H2 = More than \$5,000,000         | E = \$15,001 - \$50,000 |
| 2. Value Codes<br>(See Columns C1 and D3)        | J = \$15,000 or less<br>N = \$250,001 - \$500,000<br>P3 = \$25,000,001 - \$50,000,000 | K = \$15,001 - \$50,000<br>O = \$500,001 - \$1,000,000 | L = \$50,001 - \$100,000<br>P1 = \$1,000,001 - \$5,000,000<br>P4 = More than \$50,000,000 | M = \$100,001 - \$250,000<br>P2 = \$5,000,001 - \$25,000,000 |                         |
| 3. Value Method Codes<br>(See Column C2)         | Q = Appraisal<br>U = Book Value                                                       | R = Cost (Real Estate Only)<br>V = Other               | S = Assessment<br>W = Estimated                                                           | T = Cash Market                                              |                         |

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Name of Person Reporting

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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.<br>Description of Assets<br>(including trust assets)<br><br>Place "(X)" after each asset<br>exempt from prior disclosure | B.<br>Income during<br>reporting period |                                               | C.<br>Gross value at end<br>of reporting period |                                           | D.<br>Transactions during reporting period      |                         |                                 |                                |                                                                   |
|-----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|-----------------------------------------------|-------------------------------------------------|-------------------------------------------|-------------------------------------------------|-------------------------|---------------------------------|--------------------------------|-------------------------------------------------------------------|
|                                                                                                                             | (1)<br>Amount<br>Code 1<br>(A-H)        | (2)<br>Type (e.g.,<br>div., rent,<br>or int.) | (1)<br>Value<br>Code 2<br>(J-P)                 | (2)<br>Value<br>Method<br>Code 3<br>(Q-W) | (1)<br>Type (e.g.,<br>buy, sell,<br>redemption) | (2)<br>Date<br>mm/dd/yy | (3)<br>Value<br>Code 2<br>(J-P) | (4)<br>Gain<br>Code 1<br>(A-H) | (5)<br>Identity of<br>buyer/seller<br>(if private<br>transaction) |

|                                    |   |              |   |   |      |          |   |   |  |
|------------------------------------|---|--------------|---|---|------|----------|---|---|--|
| 35. -Peabody Energy 11/15/18 Bonds |   |              |   |   | Buy  | 01/29/15 | J |   |  |
| 36. -Popular 7/1/19 Bonds          |   |              |   |   | Buy  | 01/29/15 | J |   |  |
| 37. -RR Donnelley 4/15/29 Bonds    |   |              |   |   | Sold | 10/15/15 | J | A |  |
| 38. -RR Donnelley 8/15/16 Bonds    |   |              |   |   | Sold | 10/15/15 | J | A |  |
| 39. -Safeway 12/1/21 Bonds         |   |              |   |   | Sold | 10/15/15 | J | A |  |
| 40. -SLM Corp 1/25/16 Bonds        |   |              |   |   |      |          |   |   |  |
| 41. -Tops Holdings 12/15/17 Bonds  |   |              |   |   | Buy  | 01/29/15 | J |   |  |
| 42. -Tops Holdings 12/15/17 Bonds  |   |              |   |   | Sold | 07/10/15 | J | A |  |
| 43. -Transocean 11/15/20 Bonds     |   |              |   |   |      |          |   |   |  |
| 44. -Transocean 10/15/17 Bonds     |   |              |   |   |      |          |   |   |  |
| 45. -Verso Paper 1/15/19 Bonds     |   |              |   |   | Buy  | 01/29/15 | J |   |  |
| 46. -Verso Paper 1/15/19 Bonds     |   |              |   |   | Sold | 10/15/15 | J | A |  |
| 47.                                |   |              |   |   |      |          |   |   |  |
| 48. Security Benefit IRA           | E | Distribution | N | T |      |          |   |   |  |
| 49. - Goldman Sach Floating Rate   |   |              |   |   |      |          |   |   |  |
| 50. - Guggenheim VIF Floating Rate |   |              |   |   |      |          |   |   |  |
| 51. - Ivy Limited Term Bond        |   |              |   |   |      |          |   |   |  |

|                                                  |                                                                                       |                                                        |                                                                                           |                                                              |                         |
|--------------------------------------------------|---------------------------------------------------------------------------------------|--------------------------------------------------------|-------------------------------------------------------------------------------------------|--------------------------------------------------------------|-------------------------|
| 1. Income Gain Codes:<br>(See Columns B1 and D4) | A = \$1,000 or less<br>F = \$50,001 - \$100,000                                       | B = \$1,001 - \$2,500<br>G = \$100,001 - \$1,000,000   | C = \$2,501 - \$5,000<br>H1 = \$1,000,001 - \$5,000,000                                   | D = \$5,001 - \$15,000<br>H2 = More than \$5,000,000         | E = \$15,001 - \$50,000 |
| 2. Value Codes<br>(See Columns C1 and D3)        | J = \$15,000 or less<br>N = \$250,001 - \$500,000<br>P3 = \$25,000,001 - \$50,000,000 | K = \$15,001 - \$50,000<br>O = \$500,001 - \$1,000,000 | L = \$50,001 - \$100,000<br>P1 = \$1,000,001 - \$5,000,000<br>P4 = More than \$50,000,000 | M = \$100,001 - \$250,000<br>P2 = \$5,000,001 - \$25,000,000 |                         |
| 3. Value Method Codes<br>(See Column C2)         | Q = Appraisal<br>U = Book Value                                                       | R = Cost (Real Estate Only)<br>V = Other               | S = Assessment<br>W = Estimated                                                           | T = Cash Market                                              |                         |

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|-----------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|-----------------------------------------------|-------------------------------------------------|-------------------------------------------|-------------------------------------------------|-------------------------|---------------------------------|--------------------------------|-------------------------------------------------------------------|
|                                                                                                                             | (1)<br>Amount<br>Code 1<br>(A-H)        | (2)<br>Type (e.g.,<br>div., rent,<br>or int.) | (1)<br>Value<br>Code 2<br>(J-P)                 | (2)<br>Value<br>Method<br>Code 3<br>(Q-W) | (1)<br>Type (e.g.,<br>buy, sell,<br>redemption) | (2)<br>Date<br>mm/dd/yy | (3)<br>Value<br>Code 2<br>(J-P) | (4)<br>Gain<br>Code 1<br>(A-H) | (5)<br>Identity of<br>buyer/seller<br>(if private<br>transaction) |

|                                                  |  |      |   |   |  |  |  |  |  |
|--------------------------------------------------|--|------|---|---|--|--|--|--|--|
| 52. - Rydex Basic Materials                      |  |      |   |   |  |  |  |  |  |
| 53. - Rydex Biotech                              |  |      |   |   |  |  |  |  |  |
| 54. - Rydex Consumer Products                    |  |      |   |   |  |  |  |  |  |
| 55. - Rydex Energy                               |  |      |   |   |  |  |  |  |  |
| 56. - Trp Limited Term Bond                      |  |      |   |   |  |  |  |  |  |
| 57. First Great West Life Insurance - Whole Life |  | None | M | T |  |  |  |  |  |
| 58.                                              |  |      |   |   |  |  |  |  |  |
| 59.                                              |  |      |   |   |  |  |  |  |  |
| 60.                                              |  |      |   |   |  |  |  |  |  |
| 61.                                              |  |      |   |   |  |  |  |  |  |
| 62.                                              |  |      |   |   |  |  |  |  |  |
| 63.                                              |  |      |   |   |  |  |  |  |  |
| 64.                                              |  |      |   |   |  |  |  |  |  |
| 65.                                              |  |      |   |   |  |  |  |  |  |

|                                                  |                                                                                       |                                                        |                                                                                           |                                                              |                         |
|--------------------------------------------------|---------------------------------------------------------------------------------------|--------------------------------------------------------|-------------------------------------------------------------------------------------------|--------------------------------------------------------------|-------------------------|
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| 2. Value Codes<br>(See Columns C1 and D3)        | J = \$15,000 or less<br>N = \$250,001 - \$500,000<br>P3 = \$25,000,001 - \$50,000,000 | K = \$15,001 - \$50,000<br>O = \$500,001 - \$1,000,000 | L = \$50,001 - \$100,000<br>P1 = \$1,000,001 - \$5,000,000<br>P4 = More than \$50,000,000 | M = \$100,001 - \$250,000<br>P2 = \$5,000,001 - \$25,000,000 |                         |
| 3. Value Method Codes<br>(See Column C2)         | Q = Appraisal<br>U = Book Value                                                       | R = Cost (Real Estate Only)<br>V = Other               | S = Assessment<br>W = Estimated                                                           | T = Cash Market                                              |                         |

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

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## 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/ Leslie G. Foschio**

**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