

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2016

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) Foschio, Leslie G.	2. Court or Organization U.S. District - WDNY	3. Date of Report 11/09/2017
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Magistrate Judge - Recall	5a. Report Type (check appropriate type) ☐ Nomination ☐ Date ☐ Initial ☒ Annual ☐ Final 5b. ☒ Amended Report	6. Reporting Period 01/01/2016 to 12/31/2016
7. Chambers or Office Address 2 Niagara Square Room 724 Buffalo, NY 14202		
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 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)
(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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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> (yours, not spouse's)
1. 1/16-12/16	The Principal - Company Sponsored Pension	\$8,040.00
2. 1/16-12/16	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.)*

<u>SOURCE</u>	<u>DESCRIPTION</u>	<u>VALUE</u>
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.)*

<u>CREDITOR</u>	<u>DESCRIPTION</u>	<u>VALUE CODE</u>
1.		
2.		
3.		
4.		
5.		

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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. 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)	(5) Identity of buyer/seller (if private transaction)
1. TD Ameritrade - IRA	E	Distribution	M	T					
2. -Apple	A	Dividend	K	T					
3. -Caterpillar	A	Dividend			Sold	03/04/16	J	A	
4. -Chipotle Mexican Grill	A	Dividend	K	T	Buy	01/13/16	J		
5. -Cleveland Biolabs		None	J	T					
6. -Eventide Gilead Fund		None	J	T					
7. -Fairway Markets		None			Sold	05/04/16	J	A	
8. -General Motors	A	Dividend	J	T					
9. -High Crush Partners		None			Sold	06/06/16	J	A	
10. -Intuitive Surgical	B	Dividend			Sold	03/03/16	J	B	
11. -Joy Global	A	Dividend			Sold	03/04/16	J	A	
12. -MBIA	A	Dividend			Sold	03/04/16	J	A	
13. -Microsoft	A	Dividend	J	T					
14. -Paypal		None	J	T					
15. -Procter & Gamble		None	J	T					
16. -Tesla		None	J	T					
17. -SuperMicro	A	Dividend			Sold	03/04/16	J	A	

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

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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		C. Gross value at end of reporting period		D. Transactions during reporting period				
	(1) Amount Code I (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)	(5) Identity of buyer/seller (if private transaction)

18. -Tower International	A	Dividend	J	T					
19. -Walmart	A	Dividend	J	T	Buy	01/13/16	J		
20. -Whole Foods	A	Dividend	J	T					
21. -Arcelormittal 3/01/21 Bond	A	Int./Div.	J	T					
22. -Exelon 6/15/22 Bonds	A	Int./Div.			Sold	01/11/16	J	A	
23. -First Energy 3/15/23 Bonds	A	Int./Div.			Sold	01/11/16	J	A	
24. -Goodyear Tire 8/15/20 Bonds	A	Int./Div.			Sold	01/11/16	J	A	
25. -Leucadia 10/18/23 Bonds	A	Int./Div.			Sold	01/11/16	J	A	
26. -Peabody Energy 11/15/18 Bonds	A	Int./Div.			Sold	05/18/16	J	A	
27. -Popular 7/1/19 Bonds	A	Int./Div.	J	T					
28. -SLM Corp 1/25/16 Bonds	A	Int./Div.			Matured	01/25/16	J	A	
29. -Transocean 11/15/20 Bonds	A	Int./Div.	J	T					
30. -Transocean 10/15/17 Bonds	A	Int./Div.	J	T					
31.									
32. Security Benefit IRA	B	Distribution	M	T					
33. - Goldman Sach Floating Rate	A	Int./Div.	K	T					
34. - Guggenheim VIF Floating Rate	A	Int./Div.	K	T					

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2. Value Codes (See Columns C1 and D3)	J = \$15,000 or less N = \$250,001 - \$500,000 P3 = \$25,000,001 - \$50,000,000	K = \$15,001 - \$50,000 O = \$500,001 - \$1,000,000	L = \$50,001 - \$100,000 P1 = \$1,000,001 - \$5,000,000 P4 = More than \$50,000,000	M = \$100,001 - \$250,000 P2 = \$5,000,001 - \$25,000,000	
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35. - Ivy Limited Term Bond	A	Int./Div.	K	T					
36. - Rydex Basic Materials	A	Int./Div.	K	T					
37. - Rydex Biotech	B	Int./Div.	K	T					
38. - Rydex Consumer Products	B	Int./Div.	L	T					
39. - Rydex Energy	A	Int./Div.	K	T					
40. - Trp Limited Term Bond	A	Int./Div.	K	T					
41. First Great West Life Insurance - Whole Life		None	M	T					
42.									
43.									
44.									
45.									
46.									
47.									
48.									
49.									

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2. Value Codes (See Columns C1 and D3)	J = \$15,000 or less N = \$250,001 - \$500,000 P3 = \$25,000,001 - \$50,000,000	K = \$15,001 - \$50,000 O = \$500,001 - \$1,000,000	L = \$50,001 - \$100,000 P1 = \$1,000,001 - \$5,000,000 P4 = More than \$5,000,000	M = \$100,001 - \$250,000 P2 = \$5,000,001 - \$25,000,000	
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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
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Washington, D.C. 20544