AO 10 Rev. 1/2006

FINANCIAL DISCLOSURE REPORT FOR CALENDAR YEAR 2005

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)	2. Court or Organization	3. Date of Report
Wesley, Richard C	US Court of Appeals, 2nd Cir.	3/31/2006
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Active, U.S. Circuit Judge	**5a. Report Type (check appropriate type)** ☐ Nomination, Date ☐ Initial ☒ Annual ☐ Final **5b.** ☐ Amended Report	**6. Reporting Period** 01/01/2005 to 12/31/2005
7. Chambers or Office Address Livingston Co. Gov.'t Center 6 Court Street Geneseo, New York 14454	**8. On the basis of the information contained in this Report and any modifications pertaining thereto, it is, in my opinion, in compliance with applicable laws and regulations.** Reviewing Officer______ Date______	

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. Sign on last page.

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

☐ NONE *(No reportable positions.)*

	POSITION	NAME OF ORGANIZATION/ENTITY
1.	Member	Cornell University Council
2.	Member	Cornell Law School Advisory Council
3.		See additional page regarding Trustee.
4.		
5.		

RECEIVED
2006 APR -5 A 10: 54
FINANCIAL DISCLOSURE OFFICE

II. AGREEMENTS. *(Reporting individual only; see pp. 14-16 of instructions.)*

☐ NONE *(No reportable agreements.)*

	DATE	PARTIES AND TERMS
1.	2003	New York State Employees Retirement System: pension upon retirement at 55.
2.		
3.		

Name of Person Reporting	Date of Report
Wesley, Richard C	3/31/2006

III. NON-INVESTMENT INCOME. *(Reporting individual and spouse; see pp. 17-24 of instructions.)*

A. Filer's Non-Investment Income

☐ NONE *(No reportable non-investment income.)*

DATE	SOURCE AND TYPE	INCOME (yours, not spouse's)
1. 2004	New York State Employee's Retirement System	$ 54,566.00
2.		
3.		
4.		
5.		

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 AND TYPE
1. 2005	Livonia Central School (salary)
2.	
3.	
4.	
5.	

IV. REIMBURSEMENTS -- *transportation, lodging, food, entertainment.*

(Includes those to spouse and dependent children. See pp. 25-27 of instructions.)

☐ NONE *(No reportable reimbursements.)*

SOURCE	DESCRIPTION
1. Harvard Law School	2/24/05 - 2/27/05 Educational seminar funded by Harvard Law School, Boston, MA (room, board and transportation)
2. New York University	4/6/05 Educational seminar funded by New York University, New York, New York (meal)
3. University at Albany	5/11- 5/12/05 Educational seminar at the college (transportation and accommodations)
4. U.S. Courts/AO - Federal Government	5/16/05 Court governance meeting in New York (transportation)
5. U.S. Courts/AO - Federal Government	5/26/05 Court governance meeting in New York (transportation)
6. Federalist Society, Washington. D.C.	10/10 - 10/12/05 Educational seminar in Washington, D.C. (transportation, accommodations)
7. Cornell Law School	10/23 - 10/25/05 Educational seminar at Cornell - Jurist in Residence Program, Ithaca, New

Name of Person Reporting	Date of Report
Wesley, Richard C	3/31/2006

	York (transportation, accommodations)
8. U.S. Courts/AO - Federal Government	11/2 - 11/04/05 Meeting of the U.S. Judicial Conference Washington, D.C., (transportation, accommodations)
9. U.S. Court/AO - Federal Government	Meeting of the U.S. Judicial Conference or Committee, Naples. Florida (transporation, accommodations)
10.	

Name of Person Reporting	Date of Report
Wesley, Richard C	3/31/2006

V. GIFTS. *(Includes those to spouse and dependent children. See pp. 28-31 of instructions.)*

[X] NONE *(No reportable gifts.)*

	SOURCE	DESCRIPTION	VALUE
1.			
2.			
3.			
4.			
5.			

VI. LIABILITIES. *(Includes those of spouse and dependent children. See pp. 32-34 of instructions.)*

[X] NONE *(No reportable liabilities.)*

	CREDITOR	DESCRIPTION	VALUE CODE
1.			
2.			
3.			
4.			
5.			

Name of Person Reporting	Date of Report
Wesley, Richard C	3/31/2006

VII. INVESTMENTS and TRUSTS – *income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 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 (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, merger, redemption)	If not exempt from disclosure (2) Date Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. Key Bank Account	A	Interest	L	T					
2. Trust I	A	Interest	J	T					
3. Trust II	A	Interest	J	T					
4. NWML Balanced Funds (IRA)	A	Dividend	J	T					
5. Northwestern Mutual Life (Whole Life)	D	Dividend	L	T					
6. Northwestern Mutual Life (Whole Life)	B	Dividend	K	T					
7. Northwestern Mutual Life (Whole Life)	C	Dividend	K	T					
8. Northwestern Mutual Life (Whole Life)	B	Dividend	K	T					
9. Northwestern Mutual Life (Whole Life)	A	Dividend	J	T					
10. Northwestern Mutual Life (Whole Life)	A	Dividend	J	T					
11. SA Fixed Income Fund (IRA)	C	Dividend	L	T					
12. SA U.S. Market Fund Class I (IRA)	B	Dividend	L	T					
13. SA International Small Company Fund Class I (IRA)	A	Dividend	K	T					
14. SA International High Book to Market Fund Class I (IRA)	D	Dividend	M	T					
15. SA U.S. Small Fund Class I (IRA)	B	Dividend	K	T					
16. SA U.S. High Book to Market Fund Class I (IRA)	B	Dividend	K	T					
17. Assanti Capital Management, Inc. (IRA) cash	A	Interest	K	T					

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
Wesley, Richard C	3/31/2006

VII. INVESTMENTS and TRUSTS – *income, value, transactions (includes those of the spouse and dependent children. See pp. 34-57 of filing instructions)*

☐ NONE *(No reportable income, assets, or transactions.)*

A. Description of Assets (including trust assets)	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
						If not exempt from disclosure			
Place "(X)" after each asset exempt from prior disclosure	(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, merger, redemption)	(2) Date Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
18. Washington Mutual Investors	A	Dividend	J	T					

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 H1 =$1,000,001 - $5,000,000	D =$5,001 - $15,000 H2 =More than $5,000,000	E =$15,001 - $50,000
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	
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	

Name of Person Reporting	Date of Report
Wesley, Richard C	3/31/2006

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

1. Part I - Positions:
   Trust I
   Trust II I am the trustee for both trusts.

2. Part VII Investments and Trusts:
   On my 2004 Financial Disclosure Report at line 9 - Washington Mutual Investors is a fund that was transferred to my [redacted] under the Uniform Gifts to Minor Act in November of 2004. Therefore, it should not have been listed on the report as my asset in 2004, but accurately indicates the value of the trust at the time of transfer.

FINANCIAL DISCLOSURE REPORT

Name of Person Reporting	Date of Report
Wesley, Richard C	3/31/2006

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 [redacted] **Date** 3/31/06

NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILFULLY FALSIFIE[redacted]O FILE THIS REPORT MAY BE SUBJECT TO CIVIL AND CRIMINAL SANCTIONS (5 U.S.C. app. § 104)

FILING INSTRUCTIONS

Mail signed original and 3 additional copies to:

Committee on Financial Disclosure
Administrative Office of the United States Courts
Suite 2-301
One Columbus Circle, N.E.
Washington, D.C. 20544