

**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) Arcara, Richard J | 2. Court or Organization U.S. District Court W.D.N.Y. | 3. Date of Report 06/27/2006 |
| 4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) Chief U.S. District Jdgc | 5a. Report Type (check appropriate type) <input type="checkbox"/> Nomination, Date <input type="checkbox"/> Initial <input checked="" type="checkbox"/> Annual <input type="checkbox"/> Final | 6. Reporting Period 01/01/2005 to 12/31/2005 |
| 7. Chambers or Office Address 68 Court Street, Room 609 Buffalo, New York 14202 | 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 _____ | |
| <p>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.</p> | | |

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

NONE (No reportable positions.)

| | <u>POSITION</u> | <u>NAME OF ORGANIZATION/ENTITY</u> |
|----|-----------------|------------------------------------|
| 1. | | |
| 2. | | |
| 3. | | |
| 4. | | |
| 5. | | |

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

NONE (No reportable agreements.)

| | <u>DATE</u> | <u>PARTIES AND TERMS</u> |
|----|-------------|--------------------------|
| 1. | | |
| 2. | | |
| 3. | | |

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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.)

| <u>DATE</u> | <u>SOURCE AND TYPE</u> | <u>INCOME</u> (yours, not spouse's) |
|-------------|------------------------|--|
| 1. | | |
| 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.)

| <u>DATE</u> | <u>SOURCE AND TYPE</u> |
|-------------|---|
| 1. 2005 | AAA Western and Central New York Board Member - Stipend |
| 2. 2005 | Executive Dimensions - Salary |
| 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.)

| <u>SOURCE</u> | <u>DESCRIPTION</u> |
|---|--|
| 1. New York Intellectual Property Law Association | Reimbursement for lodging, meals, transportation for attendance at Annual Dinner in Honor of Federal Judiciary, N.Y. March 17-18, 2005 |
| 2. | |
| 3. | |
| 4. | |
| 5. | |

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V. GIFTS. *(Includes those to spouse and dependent children. See pp. 28-31 of 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. 32-34 of instructions.)* NONE *(No reportable liabilities.)*

| | <u>CREDITOR</u> | <u>DESCRIPTION</u> | <u>VALUE CODE</u> |
|----|------------------|--------------------|-------------------|
| 1. | Capital One Visa | Credit Card | K |
| 2. | | | |
| 3. | | | |
| 4. | | | |
| 5. | | | |

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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 | | 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, 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. Leg Mason SEP transf'd in total to RBC Dain Rauscher SEP | | | | | | | | | |
| 2. Goldman Sachs Cl.C | | | J | T | | | | | |
| 3. Idex Ser. Fund JCC | | | | | sold | 9/6 | J | | |
| 4. Legg Mason Equity-Opp | A | Dividend | | | sold | 9/6 | K | D | |
| 5. Aim Basic Value Fd C | | | J | T | | | | | |
| 6. Aim Premier Equity Fund | | None | J | T | | | | | |
| 7. Legg Mason Equity-Sp. | A | Dividend | | | sold | 9/6 | J | A | |
| 8. Royce Fund - PA | A | Dividend | K | T | | | | | |
| 9. Legg Mason Equity Value | A | Dividend | | | sold | 9/6 | K | | |
| 10. Davis NY Venture Fund | A | Dividend | J | T | | | | | |
| 11. Eaton Vance High Income | A | Dividend | J | T | | | | | |
| 12. Idex Salomon Cl.C | A | Dividend | J | T | | | | | |
| 13. Jennison Growth Cl. A | | | K | T | | | | | |
| 14. Nuveen | A | Dividend | J | T | | | | | |
| 15. Euor Pacific Growth Cl.A | A | Dividend | K | T | | | | | |
| 16. Goldman Sachs HY Cl.A | C | Dividend | K | T | | | | | |
| 17. Templeton Growth Cl.A | 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 | K = \$15,001 - \$50,000 O = \$500,001 - \$1,000,000 | L = \$50,001 - \$100,000 P1 = \$1,000,001 - \$5,000,000 | M = \$100,001 - \$250,000 P2 = \$5,000,001 - \$25,000,000 | |
| 3. Value Method Codes (See Column C2) | P3 = \$25,000,001 - \$50,000,000 Q = Appraisal U = Book Value | R = Cost (Real Estate Only) V = Other | P4 = More than \$50,000,000 S = Assessment W = Estimated | T = Cash Market | |

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| | |
|---|------------------------------|
| Name of Person Reporting Arcara, Richard J | Date of Report 06/27/2006 |
|---|------------------------------|

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 | | 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, 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) |
| 18. Fidelity Adv. New Insights | | | K | T | buy | 9/6 | K | | |
| 19. Scudder Dreman High Rtn Cl.C | A | Dividend | K | T | buy | 9/6 | K | | |
| 20. Tamarack Invnt. Fds Prime | A | Dividend | J | T | buy | 12/15 | J | | |
| 21. Legg Mason IRA transf'd in total to Dain Rauschler IRA | | | | | | | | | |
| 22. Alliance Premier Cl.A | | | J | T | | | | | |
| 23. Lord Abbett Cl.A | A | Dividend | | | sold | 10/3 | J | A | |
| 24. Aim Premier Equity Fund | A | Dividend | J | T | | | | | |
| 25. New Perspective Fund Cl.A | A | Dividend | J | T | | | | | |
| 26. Legg Mason Opportunity Trust | A | Dividend | | | sold | 12/14 | J | | |
| 27. Fidelity Advisor | A | Dividend | J | T | | | | | |
| 28. Royce Fund -PA | A | Dividend | J | T | | | | | |
| 29. Royce Fund - Total Return | A | Dividend | J | T | | | | | |
| 30. Scudder Dreiman High Rtn. Cl.A | A | Dividend | J | T | buy | 10/3 | J | | |
| 31. Templeton Growth | A | Dividend | J | T | buy | 10/3 | J | | |
| 32. Legg Mason transf'd in total to RBC Dain Rauschler | | | | | | | | | |
| 33. Franklin Resources | A | Dividend | | | sold | 2/2 | J | D | |
| 34. Sector Sp Dr. | 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 |
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|---|---|--|---|---|---|-------------------------------|---------------------------------|--------------------------------|---|
| | (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) | 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) |
| 35. Boeing | A | Dividend | | | sold | 9/13 | J | C | |
| 36. Cisco Systems | A | Dividend | J | T | | | | | |
| 37. Time Warner | A | Dividend | J | T | | | | | |
| 38. EI DuPont | A | Dividend | J | T | | | | | |
| 39. Guidant Corp. | A | Dividend | | | sold | 11/15 | J | C | |
| 40. Home Depot | A | Dividend | J | T | | | | | |
| 41. KeyCorp New | A | Dividend | K | T | | | | | |
| 42. Lucent Technologies | | | | | sold | 11/15 | J | | |
| 43. Nokia Corp. | A | Dividend | | | sold | 9/13 | J | | |
| 44. Legg Mason Cash Reserve | A | Dividend | | | sold | 12/14 | J | | |
| 45. Liberty Media Corp. | | None | J | T | | | | | |
| 46. Sun Microsystems | | None | | | sold | 7/21 | J | | |
| 47. Eastman Kodak | A | Dividend | J | T | | | | | |
| 48. RMK High Income | B | Dividend | J | T | | | | | |
| 49. Liberty Global Inc. Cl.A. | | None | J | T | spinoff | 12/15 | J | | |
| 50. Liberty Global, Inc. Ser. C | | None | J | T | spinoff | 12/15 | J | | |
| 51. Proctor & Gamble | A | Dividend | J | T | buy | 9/13 | J | | |

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

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|---|---|--|---|---|---|-------------------------------|---------------------------------|--------------------------------|---|
| | (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) | 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) |
| 52. Citigroup, Inc. | A | Dividend | J | T | buy | 7/21 | J | | |
| 53. Tamarack Invst. Fds | A | Dividend | K | T | buy | 12/15 | K | | |
| 54. Keybank (less than \$200) | A | | | | | | | | |

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

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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



Date

June 27, 2006

NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILFULLY FALSIFIES OR FAILS TO 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