

2. **PERSONAL BACKGROUND:**

a. Are you now or have you ever been an officer or director or otherwise engaged in the management of any business enterprise?

 X yes no

i. If so, give details, including the name of the enterprise, nature of the business, the title of your position, the nature of your duties and the term of your services:

Federal Hearings & Appeals Services (Hearing Services), CEO 1997-2007
Musto & Saunders, PC. (Legal Services), Principal/President 1997-2007
Law Offices of Joseph J. Musto (Legal Services) Principal Owner 2007-2008
Group Associates, Inc., Director/ Stockholder/ Officer- Restaurant (ended circa 1998)
Rittenhouse Place LTD., Stockholder/ Officer- Shopping Center (ended circa 1994)

b. Have you ever held any level of judicial office? X yes no

If so, give dates and details, whether elected or appointed and a description of the jurisdiction of each such court:

Judge, Court of Common Pleas, Luzerne County, Appointed 1993 to 1994
Judge, Court of Common Pleas, Luzerne County, Appointed 10/10/2008 to present.

c. Have you ever held public office other than a judicial office? X yes no

If so, give dates and details:

Elected member of the Luzerne County Government Study Commission in 1973.

3. PROFESSIONAL BACKGROUND:

<u>a. Firm Name</u>	<u>Start Date/End Date (mo/yr)</u>
<u>i. Law offices of Joseph Musto</u>	<u>6/2007- 10/2008</u>
<u>ii. Musto & Saunders</u>	<u>4/2007- 6/2007</u>
<u>iii. Hourigan, Kluger & Quinn</u>	<u>1/1994-4/1997</u>
<u>iv. Rosenn Jenkins & Greenwald</u>	<u>9/1989-1/1993</u>
<u>v. Griffith, Aponick & Musto</u>	<u>9/1975- 9/1989</u>
<u>vi. Griffith, Darling, Mitchell, Aponick & Musto</u>	<u>1972-1975</u>

b. List all courts in which you have been admitted to practice and dates of admission.

Pennsylvania Supreme Court (1968)

Third Circuit Court of Appeals (1969)

Luzerne County Court (1968)

U.S. District Court for Middle District of Pennsylvania (1971)

U.S. District Court for Eastern District of Pennsylvania (1969)

4. EDUCATIONAL BACKGROUND:

a. List each college, university and law school you attended, including dates of attendance and degrees awarded:

<u>School Name</u>	<u>Start Date</u>	<u>Graduation/End Date</u>	<u>Degree/Certificate Awarded</u>
<u>King's College</u>	<u>1961</u>	<u>1965</u>	<u>B.A.</u>
<u>Dickinson School of Law</u>	<u>1965</u>	<u>1968</u>	<u>J.D.</u>

- f. With respect to the last five years:
- i. Did you appear in court regularly, occasionally or not at all?

No, but I served as a mediator in 800 cases.

- ii. The percentage of these appearances was the following:
- | | |
|--|-------|
| Federal Court | _____ |
| State Courts of Record | _____ |
| Other courts/administrative agencies or other forums | _____ |
- iii. The percentage of your litigations was the following: (1968-2008)
- | | |
|----------|------------|
| Civil | <u>95%</u> |
| Criminal | <u>5%</u> |

6. **LITIGATION:**

Whether you were sole counsel, chief counsel or associate counsel within the last five years, state the following: All numbers are up to 1997.

- a. The number of civil jury trials you have tried to verdict. At least 100.
- b. The number of civil bench trials you have tried to verdict. At least 10.
- c. The number of mandatory arbitrations you have tried to verdict. At least 50.
- d. The number of underinsured motorist cases you have tried in arbitration. At least 10.
- c. The number of civil cases that you settled. At least 500.
- f. The number of criminal jury trials you have tried to verdict. At least 25.
- g. The number of criminal bench trials you have tried to verdict. At least 25.
- h. The approximate number of hearings in which you have participated, either criminal or civil, before a district justice. About 50
- i. The number of administrative hearings that you have presented before any administrative judge or board. About 1,000
- j. The number of cases you have presented to a U. S. Bankruptcy Judge. 0
- k. The number of cases you have presented to award before a Workers' Compensation Judge. About 50.
- l. The number of Orphan's Court proceedings resulting in litigation. About 5.
- m. The number of juvenile proceedings in which you have participated. About 10.

7. CORPORATE BACKGROUND:

a. Do you have any business background or corporate experience?
 yes no

b. If so, please explain. I was a stockholder in businesses which ran as a restaurant and shopping center. These businesses ceased operating at least 10 years ago.

c. Does your practice include business or corporate litigation?
 yes no

8. LICENSE:

a. Has your license to practice law ever been suspended or revoked?
 yes no

If so, please explain, including the date that your license was reinstated.

b. Has any other professional entity or body with licensing authority denied, suspended, or revoked your registration or license (i.e. real estate, insurance, investment, etc.)?

yes no
If so, please explain in detail.

- c. Have you ever been a party or otherwise involved in civil or criminal proceedings? If so, give the particulars. Do not list any proceeding in which you were merely a guardian ad litem or shareholder. Include all legal proceedings in which you were a conspirator, co-respondent/defendant, and/or in which you figured as a subject or appeared as a witness in any grand jury investigation.

I was a party as co-guarantor on a business loan. Actions were filed in Luzerne County Court and the U.S. District Court for the Middle District of Pennsylvania. These suits settled about 10 years ago.

9. CRIMINAL BACKGROUND:

- a. Have you ever been arrested for a felony or misdemeanor (excluding motor vehicle violations)?
_____ yes X no

If so, please explain in detail including the outcome of such proceeding.

- b. Are you now the subject of any complaint, investigation or proceeding that may have criminal ramifications or adversely affect your professional license?
_____ yes X no

If so, please explain in detail. _____

- c. Have you ever been the subject of any complaint or proceeding that alleged sexual harassment or any form of discrimination? _____ yes ___X___ no

If so, please explain in detail. _____

- d. Have you ever been charged with DUI? _____ yes ___X___ no

If so, when did this happen and what was the outcome in detail?

10. PROFESSIONAL AND COMMUNAL ACTIVITIES ASSOCIATIONS:

- a. List all bar associations and professional societies of which you are or have been a member. Provide the titles and dates of any office(s) that you have held in such groups and list chairmanships of any committee or memberships on any committee that you believe to be of particular significance.

PA Bar Association (Amicus Curiae, Alternative Dispute Resolution Committees; Co-Chair Ad hoc Committee for PA Evidence Code);

Federal Bar Association (Former President of Central Pennsylvania Chapter)

Wilkes-Barre Law Library Association (Former Member of Executive Committee)

- b. I have lectured or taught for the following law schools or bar / professional organizations:

Bench-Bar Conference (Presenter)

c. I have lectured on or taught about the following subjects:

d. I have written for the following publications and the topics were as follows:

e. List any honors, prizes, awards or other forms of recognition that you have received other than those mentioned above.

AV Rated by Martindale- Hubbell
Pennsylvania Super Lawyer
Advocate, American Board of Trial Advocates

11. PERSONAL POSITION

Please fully describe below or on a separate sheet the reasons why you consider yourself qualified to be a judge and how you would improve our current system of practice.

I have been a trial lawyer for 30 years and tried cases to jury verdict in Lackawanna, Lehigh, Luzerne, Monroe, Schuylkill, and Wyoming Counties; Federal Court in Scranton and Wilkes-Barre. I served as a Prosecutor in Philadelphia District Attorney's Office and have appeared in Pennsylvania Appellate Courts. I have served as a mediator in over 800 cases.

As a sitting judge I am working to clean up the mess left by corrupt judges in Luzerne County. Restoring public trust and confidence through full transparency on the court; a fair and open hiring process for all employees in the court; automated and random assignment of civil cases to avoid conflicts; reform of the prison board; and fiscal responsibility of court budget. I have been handling an increased case load due to vacancies on the court and cases assigned to me are being promptly scheduled and heard.

THE APPLICANT MUST SIGN THE FOLLOWING AFFIRMATION

I swear or affirm that I have read and understand the preceding questions and that my answers are true and complete to the best of my knowledge, information and belief. I assume the responsibility of promptly informing the Pennsylvania Bar Association of any changes to the answers provided for the questions contained on this form.

SIGNATURE: _____

Joseph J. Musto

PRINT NAME: _____

Joseph J. Musto

DATE: _____

APRIL 28, 2009