

SUPPLEMENTAL EXHIBIT LIST

Retired Judge Farley Toothman, by and through his undersigned counsel, respectfully sets forth additional Exhibits as follows:

A. Exhibits

R2. Letters of Support

- x. Harry J. Cancelmi
- y. William Molzon, Jr.
- Z. Josephine Gresko
- aa. Richard Ajayi, DO

Respectfully,

DIBELLA WEINHEIMER



Bethann R. Lloyd, Esquire

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412-261-2900

Law Offices of
Harry J. Cancelmi

Attorney at Law
54 North Morris Street, Suite 1
Waynesburg, PA 15370

Phone: (724) 986-2951
email: hcancelmi@gmail.com

To: Pa Court of Judicial Discipline
From: Harry J. Cancelmi, Esquire (PA ID 19694)
Re: Farley Toothman
Date: November 25, 2021

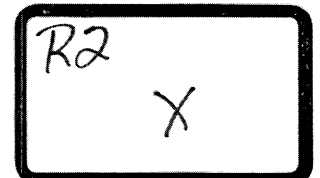
This refers to Farley Toothman of Greene County, Pennsylvania. Farley Toothman is an exceptional person. He is known to me, and to many in the community, as generous, creative, loyal, public-spirited, and insightful.

My perspective is from a lawyer who moved from Pittsburgh, Pennsylvania and began to practice in Waynesburg, Greene County, Pennsylvania in 1974 upon graduation from law school. Initially, I practiced as a real estate and civil lawyer for about half of my career, then briefly practiced law in association with Farley Toothman for about one year, thereafter engaged in a solo practice, and later accepted the position of Greene County Public Defender more than twenty years ago which office I still hold.

This is my personal statement and not an official statement of my Office.

Many individuals have informed me how Farley Toothman before he became judge helped them directly or indirectly with financial assistance to a displaced or disabled person, personal counsel to a family or friend, and providing opportunity that they would not otherwise have been able to obtain. For example, he would hire someone that would otherwise be unemployable to clean up or undertake a specific job to assist him at a property that he was reclaiming or an enterprise that he undertook.

Personally, I became a closer colleague of Farley when he recognized the inaccuracy in a county-wide reassessment. Numerous citizens sought him out for representation because of numerous complaints about irregularity in the process. He provided a forum and leadership for these citizens. He asked me to assist in the legal research, pleadings, and bringing the matter to Court or the proper forum. Without expectation of payment or other private benefit, he spent hours during the day gathering the data, meeting with the citizens, and speaking out.



During evenings, we spent multiple hours together traveling to Pittsburgh to the Duquesne Law Library which was open through midnight to research in those days before we were equipped with computer research. Eventually, the path took us to Harrisburg seeking relief for the county in an agency appeal. Because I was unhappy in my professional situation, seeking to leave my partnership, he made it possible for me to exit and briefly associated with him on generous terms for a year in law practice. Subsequently, he ran for public office and became a county commissioner. I was able to continue in a solo practice at a new location. His help made that possible.

Having watched Farley bring new ideas to the community by establishing a business such as Farley's Farm Market, he tried to bring a bit of the city strip district to rural Greene County with a produce and a bakery. He established a law office outside the county seat in the small town of Carmichaels, Pennsylvania. Knowing that Waynesburg was once labeled "the Prosperous and Beautiful" in a publication about it from a century ago, he has and still enjoys saving and renovating houses or buildings that others might abandon. Such buildings are the council chambers and public works garage of the Borough of Waynesburg about to be abandoned by the town council, and adjacent frame building known in the past to be the Waynesburg Hotel, as well as his own home – a small stone house – the oldest in Waynesburg from the 1800's that would otherwise have been uninhabitable.

After becoming busy as the sole Public Defender, I had only casual contact with him for several years, but observed his leadership in public affairs as a County Commissioner. Later, he became Solicitor for the County of Greene which he served ably.

When Farley became Judge Farley Toothman, one can frankly say that there was apprehension because he was not recognized as a person with trial experience. He quickly, however, learned the command of the courtroom and accepted the responsibility of becoming the primary criminal court judge. After the retirement of the other judge in the county, he became President Judge.

From the bar, I observed him grow as a judge to a person who developed a judicious common sense and demeanor whose patience and restraint calmed what might otherwise be heated moments in court. Although I would not call him an accomplished legal scholar, he was a keen student of the rules and law. As such he would try to understand the reason behind a customary way of doing things that had developed in Greene County. Nevertheless, if the custom was not in keeping with rule or the reason for the custom had long expired, he would not hesitate to innovate. He kept lawyers and especially county and court agencies that brought matters for him on task and in keeping with best practices and regulations. This may have ruffled our feathers as a criminal lawyer, as a

district attorney, or a children and youth supervisor, but it was part of his drive to make things better. Although I had more often than not, many occasions to disagree with him, I never experienced any egregious situation in his courtroom or his rulings.

In keeping with his public-spirited service, he galvanized attention to the ever-increasing drug problems in Greene County enabling public meetings and task forces from various disciplines and experiences to meet and try to tackle this problem. He initiated a study of the feasibility of a drug court for the County which now since leaving the bench has begun its first few cases.

Farley Toothman has always had a keen interest in the history of the county and promoting it, whether it is a private cemetery in the most remote part of the county or a foundry and historical sites along the Monongahela River whose time had long since passed. Judge Toothman had the same keen interest in the history of the Greene County Court and always took the opportunity to educate the public, litigants, and lawyers in the traditions and historical personnel of the Court and the Courthouse. He had a knack for promoting the majesty of the Court at ceremonial functions.

Sincerely,

A handwritten signature in black ink, appearing to read "Harry S. Cancelmi", written in a cursive style.

Harry S. Cancelmi

December 2, 2021

Pennsylvania Court of Judicial Discipline
Pennsylvania Judicial Center
601 Commonwealth Avenue, Suite 2700
Harrisburg, PA 17106-2485

To Members of the Court:

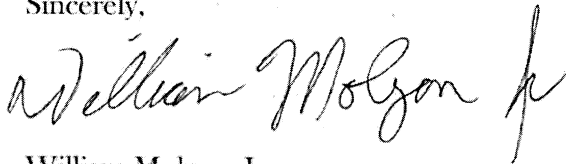
I'm writing in support of Farley Toothman. I have known Farley for at least thirty years, beginning when he was a student at Waynesburg University (then Waynesburg College), and continuing through his time as an attorney, county commissioner, and judge. I consider him to be a friend.

To me, Farley's outstanding quality, in whatever capacity he has served, is his concern for the well-being of his community. Virtually every one of our conversations over the years has included an observation about, or planned activity for, or update on some concern revolving around improving life of the residents of Waynesburg and Greene County. Farley has always been generous with his time where his community is concerned.

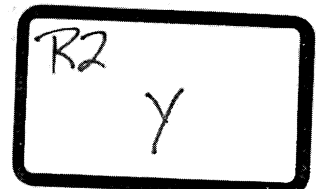
Farley has admitted to his mistakes and sincerely regrets them. It is my hope that the good Farley has accomplished over the years can somewhat mitigate the severity of the sanction the Court of Judicial Discipline chooses to impose.

Thank you for your consideration.

Sincerely,



William Molzon, Jr.
325 Loves Hill Road
Waynesburg, PA 15370
878-379-6998



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Nov 30-2021

To whom this might
concern:

I have known Traley for
the past 40 years or more.
I worked for him to help
him get elected for the
County Commissioner, Attorney,
and Judge for the past 12
years. Very nice Gentleman
Every one around here like
him very much. He was
always there to give a helping
hand. Went to the Coal
Show here in Carmichael,
Chamber of Commerce parade
here for our big day for the
Cabbage Roll Show. Also a
good Church person. If there
is any way I can help him
let me know.

Thank You Josephine Greko

R2

Z

Josephine Busko
202 S. Market St
Cambridge Pa. 15320
Tel. - 724-966-5838



WASHINGTON HEALTH SYSTEM

Behavioral Health - Greene

11/30/2021

Re: Farley Toothman
63 W Franklin Street
Waynesburg PA 15370
DOB: [REDACTED]

To Whom It May Concern:

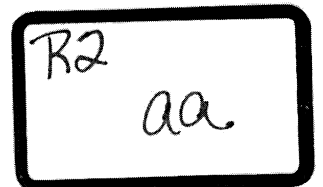
This is to attest that Judge Farley Toothman has been under my care for depression and anxiety for the past several months. His depression and anxiety was precipitated by the investigation initiated by the Court of Discipline. I have found him in sessions to be forthright and contrite in discussing what led to the investigation. He also has displayed capacity to be amenable to steps and changes he needs to make in his professional conduct and interactions with others going forward.

I hope you will show him favor and mercy in your decision.

Sincerely,

Richard Ajayi, DO

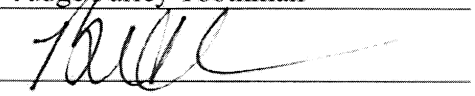
130 Greene Plaza
Waynesburg, Pa 15370
P: 724-627-2756
F: 724-627-2757





CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the *Public Access policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that required filing confidential information and documents differently than non-confidential information and documents.

Submitted by: Counsel for Petitioner, Retired
Judge Farley Toothman
Signature: 
Name: Bethann R. Lloyd, Esq.
Attorney ID No. 77385

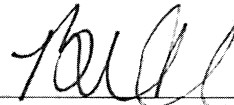
CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the within **SUPPLEMENTAL EXHIBIT LIST** has been served on counsel and/or parties of record, by U.S. First Class Mail, and by Email, on this 6th day of December 2021, to the following:

Richard W. Long, Chief Counsel
Melissa L. Norton, Deputy Counsel
Judicial Conduct Board
Pennsylvania Judicial Center
601 Commonwealth Avenue, Suite 3500
Harrisburg, PA 17106

Respectfully,

DIBELLA WEINHEIMER



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1000 Mapletown Road, Greensboro, PA 15338

Business Office Phone: (724) 943-3630

Central Office Phone: (724) 943-4065

Central Office Fax: (724) 943-3052

www.segsd.org

Richard J. Pekar
Superintendent of Schools

Scott Sinn
Assistant to the Superintendent

Patrick R. Sweeney
Business Manager

Ms. Bethann Lloyd, Esq.
429 Fourth Ave, Ste 200
Pittsburgh, Pa 15219

RE: Letter of Reference – Farley Toothman

PA Court of Judicial Discipline:

As the Superintendent of Southeastern Greene School District, I would like to take the opportunity to share some of my positive experiences with Judge Farley Toothman. Judge Toothman was very actively involved with the school districts in Greene County. He formed a roundtable committee of all stakeholders and was instrumental in identifying areas of need. He brought county leaders together and created opportunities for a shared vision.

Judge Toothman was passionate about education and the students of Greene County. He valued everyone's opinion and was willing to take on any challenge. He worked with superintendents in developing a countywide plan to improve student attendance and consistency with county schools and district magistrates.

Judge Toothman also assisted with bridging the communication gap between school districts, children and youth services, and the court system. He recognized the importance of multiple agencies working together to provide our students with a safe and supportive environment.

In my experience, Judge Farley Toothman was a servant leader who cared for and loved Greene County.

Sincerely,

A handwritten signature in black ink, appearing to read "Rich Pekar".

Rich Pekar
Superintendent of Schools