

COMMONWEALTH OF PENNSYLVANIA  
COURT OF JUDICIAL DISCIPLINE

IN RE:

David W. Tidd :  
Former Magisterial District: 3 JD 2016 :  
Judge :  
Third Judicial District :  
Northampton County :

RECEIVED AND FILED  
COURT OF  
JUDICIAL DISCIPLINE  
OF PENNSYLVANIA

2016 SEP 14 P 1:42

NOTICE OF HEARING

AND NOW, this                      day of                      , 2016,                      upon consideration of the Respondent's Motion for Discovery, a hearing is scheduled for the                      day of                      , 2016 at                      AM/PM.

BY THE COURT:

\_\_\_\_\_  
J.

COMMONWEALTH OF PENNSYLVANIA  
COURT OF JUDICIAL DISCIPLINE

IN RE: :  
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 David W. Tidd :  
 Former Magisterial District: 3 JD 2016 :  
 Judge :  
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 Northampton County :  
 :

ORDER

AND NOW, this                    day of                    , 2016, it  
is hereby ORDERED and DECREED that all the requested discovery  
is to be produced to Samuel C. Stretton, Esquire, the lawyer for  
David W. Tidd, within twenty (20) days of the date of this  
Order.

BY THE COURT:

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J.

COMMONWEALTH OF PENNSYLVANIA  
COURT OF JUDICIAL DISCIPLINE

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2016 SEP 14 P 1:48

IN RE: :  
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David W. Tidd :  
Former Magisterial District: 3 JD 2016 :  
Judge :  
Third Judicial District :  
Northampton County :  
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MOTION FOR DISCOVERY

The Respondent, David W. Tidd, by his counsel, Samuel C. Stretton, Esquire, respectfully requests any and all discovery pursuant to Court of Judicial Discipline Rule of Procedure 401 for the following reasons:

1. On or about August 26, 2016, a complaint for discipline was filed and service of the complaint was accepted by Mr. Stretton on behalf of David Tidd on August 29, 2016.
2. David Tidd needs any and all discovery. David Tidd is aware that the Judicial Conduct Board and their investigator have been investigating, meeting and talking to witnesses for a number of years.
3. Mr. Stretton is requesting a list of all witnesses the Judicial Conduct Board intends to call at trial. He is also requesting any and all statements from these witnesses and/or depositions. He is also requesting a list of all witnesses interviewed and any statements taken.

4. Mr. Stretton is requesting any and all criminal records of any witnesses.

5. Mr. Stretton is requesting any and all expert testimony the Judicial Conduct Board intends to utilize and any reports of experts.

6. The Judicial Conduct Board has noted they have obtained tapes of conduct of Judge Tidd. Mr. Stretton wants copies of any and all tapes and written transcripts of all tapes. Mr. Stretton also requests how the tapes were obtained and whether they were by court order or subpoena.

7. Mr. Stretton wants to know how these tapes were obtained and whether or not there was a violation of Pennsylvania Wire Tap Statutes. Mr. Stretton is requesting any and all documentation as to how the tapes were obtained, whether it was by subpoena, by request, or court order, and any issue as to why these tapes would not violate Pennsylvania Wire Tap Statutes.

8. Mr. Stretton needs to know from the tapes what information was gleaned from the tapes and what further investigation is the direct result of what was obtained from what Mr. Tidd contends were illegally obtained tapes.

9. Mr. Stretton is requesting any and all documentary evidence, including any exhibits or written reports. Mr.

Stretton is requesting any and all exhibits, a list of exhibits and copies of the same.

10. Mr. Stretton is asking for any and all evidence as to the relationship of the employees who worked with Judge Tidd and with the President Judge, Court Administrator and the Court of Judicial Discipline. It is Mr. Stretton's understanding that these employees had been keeping watch and reporting Mr. Tidd regularly over the last six or seven years at their direction. Mr. Stretton wants the date of their reports, who asked them to do this and who organized this.

11. Mr. Stretton requests any and all reasons why the charges were not filed early on since many of the complaints deal with the years 2011, 2012 and 2013. Mr. Stretton needs to know the reason for the delay and why six or seven years later, these charges were brought. Mr. Stretton wants any and all information as to the purpose and reason for the delay and when the complaints were received.

12. Since Mr. Tidd has been represented by counsel, Mr. Stretton wants to know any and all contacts the Judicial Conduct Board had with investigators and with these employees of Judge Tidd, and what they asked them to do or say to Judge Tidd or to gather from Judge Tidd during the time he was represented by counsel (either present counsel or his prior counsel).

13. Mr. Tidd requests the judicial files and docket entries on every case referenced in the Complaint of Judicial Discipline.

14. Mr. Tidd respectfully requests any and all correspondence and communications with Brenda Anthony and all the other people who worked in his office with the President Judge, the AOPC, the Administrator for the Minor Judiciary and the Judicial Conduct Board. He also requests a list of all Common Pleas hearings Brenda Anthony had over the last seven years and what judges presided over those hearings.

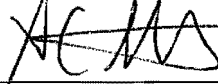
15. Mr. Tidd respectfully requests any and all letters and/or communications between Brenda Anthony and the opponent of Mr. Tidd in his election in 2015. He requests any information concerning her support of the opponent against Mr. Tidd in the past election.

16. Mr. Stretton reserves the right to ask for additional discovery once the initial discovery request is complied with.

WHEREFORE, David Tidd, by his counsel, Samuel C. Stretton, Esquire, respectfully requests this Honorable Court of Judicial

Discipline order the entire discovery requested be provided to  
Mr. Stretton within the next twenty (20) days.

Respectfully submitted,



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Samuel C. Stretton, Esquire  
Attorney for Respondent,  
David W. Tidd  
301 S. High St., P.O. Box 3231  
West Chester, PA 19381  
(610) 696-4243  
Attorney I.D. No. 18491

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CERTIFICATE OF SERVICE

I hereby certify I am this date serving a copy of the foregoing Motion for Discovery in the captioned matter upon the following persons in the manner indicated below.

Service by First Class Mail addressed as follows:

1. Elizabeth A. Flaherty, Esquire  
Deputy Counsel  
Judicial Conduct Board  
Pennsylvania Judicial Center  
601 Commonwealth Ave., Suite 3500  
P.O. Box 62525  
Harrisburg, PA 17106  
(717) 234-7911
2. Melissa L. Norton, Esquire  
Assistant Counsel  
Judicial Conduct Board  
Pennsylvania Judicial Center  
601 Commonwealth Ave., Suite 3500  
P.O. Box 62525  
Harrisburg, PA 17106  
(717) 234-7911

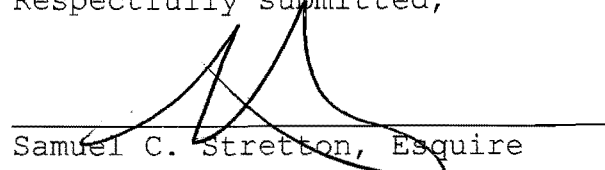


3. David W. Tidd  
1455 Detweiler Avenue  
Hellertown, PA 18055

Respectfully submitted,

9/13/16

Date

  
\_\_\_\_\_  
Samuel C. Stretton, Esquire  
Attorney for Respondent,  
David W. Tidd  
301 S. High St., P.O. Box 3231  
West Chester, PA 19381  
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