

COURT OF COMMON PLEAS OF PHILADELPHIA COUNTY
FIRST JUDICIAL DISTRICT OF PENNSYLVANIA
CRIMINAL TRIAL DIVISION

COMMONWEALTH OF PENNSYLVANIA

v.

MUMIA ABU-JAMAL
A/K/A WESLEY COOK

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CP-51-CR-0113571-1982

FILED

APR 28 2017

PCRA Unit
Criminal Listings

ORDER

AND NOW, this 28th day of April, 2017, it is hereby **ORDERED** and **DECREED**, as mandated by due process as set forth in *Williams v. Pennsylvania*, 136 S.Ct. 1899 (2016) and the applicable Pennsylvania Code of Judicial Conduct, that Petitioner's Motion for Discovery is **GRANTED**.¹

The Commonwealth must produce any and all documents or records in the possession or control of the Philadelphia District Attorney's Office showing former District Attorney Ronald Castille's personal involvement in the above-captioned case including, but not limited to: memoranda regarding this case during pre-trial, trial, post-trial and direct appeal proceedings; notes or memoranda regarding meetings between former District Attorney Ronald Castille and his staff regarding this case; press releases or other public statements made by former District Attorney Ronald Castille about this case, if any, during and after his tenure as District Attorney of Philadelphia.

The Commonwealth has 30 days from the entry of this order to produce to counsel for Petitioner these documents. The date for producing discovery is on or before Tuesday, May 30, 2017. It is further **ORDERED** that Petitioner has 15 days following receipt of discovery to file any amendments to his pending Post-Conviction Relief Act Petition.

CP-51-CR-0113571-1982 Comm. v. Cook, Wesley
Order Granting Motion for Discovery



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BY THE COURT:

LEON W. TUCKER, S.J.

¹ The court finds jurisdiction as Petitioner has proven by a preponderance of evidence that "the facts upon which the claim is predicated were unknown to the petitioner and could not have been ascertained by the exercise of due diligence." See Pa. Cons. Stat. § 9545(b)(1)(ii). Additionally, the court finds a showing of exceptional circumstances, which authorizes discovery pursuant to Pa.R.Crim.P. 902(E)(1).

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ORDER

PROOF OF SERVICE

I hereby certify that I am this day serving the foregoing Court Order upon the person(s) and in the manner indicated below, which service satisfies the requirements of P.A.R.CRIM.P. 114:

Counsel for Petitioner: Christina Swarns, Esquire
NAACP Legal Defense & Education Fund, Inc.
Pennsylvania Criminal Defense Clinic
40 Rector Street, 5th Floor
New York, NY 10006

Type of Service: () Personal (X) First Class Mail () Other

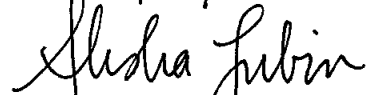
Counsel for Petitioner: Judith Ritter, Esquire
Widener University – Delaware Law School
Pennsylvania Criminal Defense Clinic
4601 Concord Pike, P.O. Box 7474
Wilmington, DE 19803

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District Attorney: Robin Godfrey, Esquire
PCRA Unit, District Attorney's Office
Widener Building
3 South Penn Square
Philadelphia, PA 19107

Type of Service: () Personal (X) First Class Mail () Other

Dated: 4/28/2017



Law Clerk's Signature