

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

COMMONWEALTH OF PENNSYLVANIA	: No. 99-10,887
	:
	:
vs.	: CRIMINAL
	:
TIMOTHY MONROE JORDAN,	: Motion to Obtain Funds
Defendant	: For Independent Arson Expert

ORDER

AND NOW, this day of November, 1999, the Court DENIES the defendant's Motion to Obtain Funds for an Independent Arson Expert. The Court does not accept the Commonwealth's contention that the Public Defender's Office abuses the process for obtaining experts; however, the Court does find that the request was untimely. This case is on the trial list for the next two weeks and has been on the list for at least the last two months. The Court will not grant an eve of trial request for an expert without some showing that new facts have come to light that would create a need for an expert and such a request could not have been made earlier. The Court also does not believe the defense has made a sufficient showing of need for an expert and instead, is embarking on a fishing expedition. Nevertheless, to give the defense additional time to prepare for trial, the Court will not call this case to trial before the second week of the November trial term.

By The Court,

Kenneth D. Brown, J.