

PERSONAL DATA QUESTIONNAIRE

1. State your full name:

James Murray Thomas Lynn

Have you ever been known by any other name? If so, please list.

No

2. Office address (include zip code):

534 City Hall
Philadelphia, PA 19107

Office telephone (include area code):

215-686-8330

Name of law firm, if associated:

N/A

3. Date and place of birth:

10-15-47 — Philadelphia, Pennsylvania

4. Are you a naturalized citizen? If so, give date and place of naturalization:

No

5. Family status:

a) Are you married? If so, state the date of marriage and your spouse's full name, including maiden name, if applicable:

Yes. 10-28-06. Barbara Holman Lynn

b) Have you been divorced? If so, state the date, the number of the case and the court:

Yes. March 1999.
Philadelphia Court of Common Pleas
November Term, 1997; No. 8528

6. Have you had any military service? If so, No

a) Give dates, branch of service, rank of rate, and present status:

N/A

b) Have you ever been rejected or released from any of the armed services for reasons other than honorable? If so, give details:

N/A

7. List each college and law school you attended, including dates of attendance, and the degrees awarded and, if you left any institution without receiving a degree, the reason for leaving. List scholastic honors:

Loyola University School of Law, New Orleans, LA, J.D. 1973
LaSalle University, B.A. (1970)
Cheney State University (1966-67) Transfer
St. Joseph's University (1965-66) (Part-time) Transfer

See scholastic honors on attached Résumé.

8. List all jurisdictions in which you have applied to take a bar examination, have applied for admission or have been admitted to practice. Include dates of admissions and if not admitted, give application dates and explain the outcome.

Pennsylvania. 10-17-73.

Louisiana — 1972-73 — Admitted by Louisiana Supreme Court Rule
as a student intern.
Supervised in Court by Arthur Lemmon, Esquire,
my Professor of Clinical Education at Loyola
University School of Law.

9. Describe chronologically your law practice and experience after your graduation from law school and until you became a member of the judiciary, including:

- a) Whether you served as clerk to a judge and, if so, the name of the judge, the court, and the dates of the period you were a clerk:

No.

- b) Whether you practiced alone and, if so, the addresses and the dates:

See 9 c.

- c) The dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been connected and the nature of your connection with each:

Law Offices of William J. Lederer, Esq. 400 Penn Square Philadelphia, PA 19107	(10-73 to 7-74)
Speese Kephart & Bongiovanni Suite 400, 4 Penn Center Philadelphia, PA 19103	(7-74 to 1-76)
Office of the District Attorney 616 City Hall Philadelphia, PA 19107	(1-75 to 1-78)

Krusen Evans & Byrne (3-78 to 3-81)
12 South 12th Street
Philadelphia, PA 19107

and

500 Public Ledger Building
Philadelphia, PA

Solo Practice (3-81 to 6-82)

711 Architects Building
Philadelphia, PA

and

733 North 25th Street
Philadelphia, PA

Stack & Gallagher (6-82 to 6-83)

1600 Locust Street
Philadelphia, PA 19103

Solo Practice (6-83 to 12-91)

1600 Locust Street
Philadelphia, PA 19103

d) Any other relevant particulars:

None

10. a) What was the general character of your practice, dividing it into periods with dates if its character changed over the years?

Prior to becoming a Prosecutor, I did, mostly criminal cases, including two (2) homicide trials less than 6 months after my admission to the bar. After my years as an Assistant District Attorney, I joined the Firm of Krusen, Evans & Byrne as an associate. For 3 years, I did insurance defense and Admiralty defense. My years in private practice, from 1981 to my commission as Judge in December 1991, gave me the opportunity to do a variety of legal work. The bulk of it was plaintiff personal injury but I did a sizable amount of real estate, contract and commercial work. I also had a few domestic relations clients. I also did criminal trials, including homicides with most of the homicide trials occurring in my last years of practice. In all, I prosecuted one homicide case and I defended clients in 15 homicides cases. I tried a capital homicide which reached the death penalty phase. The jury returned a verdict of life.

b) Describe your typical clients and mention the areas, if any, in which you concentrated your practice: Working men and women; criminal defendants; major corporation; insurance companies; small businesses and ship owners.

11. What judicial office do you now hold? State whether you have been appointed or elected and the dates thereto. Describe the jurisdiction of such court and any limitations thereon. Have you ever held any other judicial office? If so, please state the offices, courts and the periods of such service. Please describe the jurisdiction of each of such courts, with any limitations upon the jurisdiction of each court:

Judge of the Court of Common Pleas of Philadelphia County. I was elected at the Municipal Election of November, 1991. I was appointed on December 10, 1991 by Governor Robert P. Casey until the 1st Monday of January 1992. I took office on my 1st elective term on January 6, 1992. I was retained in November, 2001. That term expires in January, 2012.

12. For the last five years or portions thereof during which you have held judicial office, indicate,

- a) The nature of typical matters which came before you:

Mass Torts; Products Liability; Personal Injury; Contract; Legal Malpractice; Real Estate; Insurance Bad Faith; Defamation; Medical Malpractice; Lemon Law; Consumer Fraud; Divorce, Custody; Support; Juvenile Dependency; Criminal.

- b) The percentage of your time devoted to: (Approximate)

1. Civil: 98%

2. Criminal: 2%

3. Other:

- c) The percentage of your time devoted to: (Approximate)

1. Jury: 40%

2. Non-jury: 60%

3. Appellate argument: N/A

4. Other:

- d) Five of the more significant opinions you have rendered and citations thereto if the cases were reported:

- 1) Hicks vs. Dana Corporation — PA Constitutional law.
- 2) Garman vs. Garman — Divorce-Equitable Distribution-Custody-Support.
- 3) Olivieri vs. Olivieri — Protection From Abuse.
- 4) Choi vs. The Korea Times Los Angeles, Inc. — Defamation/First Amendment.
- 5) Thompson –Souders vs. John Crane Inc. –Asbestos
- 6) Dittus vs. Turf Club – Regulation / Breach of Contract

- 7) Condominium Association vs. Stein-O'Brien – Condominium
- 8) Jose Salazar vs. New Jersey Transit – Railroads
- 9) Love-Diggs vs. Ram Tirath et al vs. Inex Insurance – Insurance
- 10) Trabbold vs. SEPTA – Sovereign Immunity/ Indemnity

Please see attached Opinions of Judge Lynn and relevant Appellate Opinions and/or Orders.

13. If a substantial portion of your practice had been before administrative boards, commissions or agencies during the five years before you became a member of the judiciary, identify the boards, commissions or agencies before which you practiced and estimate percentages of practice time devoted thereto:

N/A

14. If a substantial portion of your practice had been before Appellate courts during the five years before you became a member of the judiciary, identify the Appellate Courts before which you have practiced and estimate percentages of practice time devoted thereto:

N/A

15. Have you ever held public office other than judicial office? If so, give details, including the office involved, whether elected or appointed, and the length of your services, giving dates:

No.

16. Have you ever been an unsuccessful candidate for elective, judicial, or other public office? If so, give details, including dates:

Superior Court of Pennsylvania, Municipal
Primary Election 2007; Supreme Court of
Pennsylvania, Municipal Primary Election 2003

17. Have you ever been engaged in any occupation, business or profession other than the practice of law or the holding of judicial or other public office? If so, give details, including dates:

Teaching - Adjunct Professor, Temple University, Fox School of Business.
Legal Studies Department (1998 to Present)

18. Are you now an officer or director or otherwise engaged in the management of any business enterprise? If so, give details, including the name of your enterprise, the nature of the business, the title or other description of your position, the nature of your duties and the term of your service.

No

19. Have you ever been arrested, charged with or convicted of violating any federal law or regulation, state law or regulation, or county or municipal law, regulation or ordinance? If so, give details. Do not include summary traffic offenses:

No.

20. Are you under any ongoing federal, state or local investigation or indictment for possible violation of a criminal statute? If so, give particulars:

No.

21. Has a tax lien or other collection procedure been instituted against you by federal, state or local authorities? If so, give particulars:

I was separated in 1995 and divorced in early 1999. As a result of the financial circumstances surrounding the divorce, I made an agreement with the government authorities to pay my taxes over time on a payment plan. To do that, I had to agree to allow tax liens to be put in place. All of my taxes have been paid. All of these tax liens have been satisfied and released approximately 12 years ago. I have never been late with my taxes ever since.

22. If requested, will you submit certified copies of your latest tax returns (including Federal Income Tax)?

Yes.

23. Prior to taking the bench, were you ever sued by a client? If so, give particulars:

No.

24. Have you ever been a party or otherwise involved in any other legal proceedings? If so, give the particulars. Do not list proceedings in which you were merely a guardian ad litem or stakeholder. Include all legal proceedings in which you were a party in interest, a material witness, were named as co-conspirator or a co-respondent and any grand jury investigation in which you figured as a subject or in which you appeared as a witness:

Yes. My divorce. Also, I was named in 1 or 2 Federal law suits in my Judicial capacity along with other judges. These were summarily dismissed by the Court. I do not know the particulars beyond the fact that they apparently had to do with disgruntled litigants. The cases were handled by A.O.P.C. counsel. I never saw the complaints. If you wish more information, you have my permission to contact A.O.P.C. counsel.

25. Have you ever been disciplined or cited for a breach of ethics or unprofessional conduct or has any complaint against you been filed with the Court of Judicial Discipline? If so, give the particulars:

No

26. What is the present state of your health? (If any medical condition or issue exists, you may be requested to execute a medical record authorization form as part of the interview process.)

Excellent.

27. Do any circumstances exist that would affect your ability to perform the function of the position you seek or fulfill the term of office? If so, please explain:

No.

28. Furnish at least five examples of legal articles, law review articles, briefs, or other legal writings which reflect your personal work. If briefs are submitted, indicate the degree to which they represent your personal work:

Constitutional Law — State Aid To Church Related Schools, 18 Loyola Law Review 418 (1972)

See attachments to #12d.

29. List all bar associations and professional societies of which you are a member and give the titles and dates of any offices which you have held in such groups. List chairmanships of any committees in bar associations and professional societies and memberships on any committees which you believe to be of particular significance (e.g., judicial selection committee, disciplinary committee, grievance committee).

Please see résumé attached.

30. List your experiences in teaching and lecturing, including law school, continuing legal education, both for the legal community and the judiciary, and to non-legal audiences.

- Mealey's National Asbestos Litigation Super Conference – Scottsdale, AZ (Sept., 2008) – Lecturer -Continuing Legal Education on Settlement Negotiation, Mass Torts and Reverse Bifurcation
- Temple University-Adjunct Professor-Fox School of Business (1998-Pres.)
- Pennsylvania Bar Association, YLD — (July, 2006) CLE on Professionalism and Civility.
- Philadelphia Bar Association — Panelist — Traffic Law.
- Friendly Sons of St. Patrick, Pittston, PA. — Principal speaker — 2003 Historical Impact of St. Patrick
- Catholic League for Persons with Disabilities - Leadership
- Right Angle Club — Laws of Ancient Ireland

31. List all organizations other than bar associations, professional associations or societies of which you are or have been a member, including civic, charitable, religious, educational, social and fraternal organizations:

Please see résumé attached.

32. List any honors, prizes, awards or other forms of recognition which you have received (including any indication of academic distinction in college or law school) other than those mentioned in answers to the foregoing questions.

Please see résumé attached.

33. State any other information which may reflect positively or adversely on you or which you believe should be disclosed in connection with consideration of you for an election/retention to an Appellate Court of Pennsylvania.

I am the 9th of 12 children. My father was a railroad conductor on the Baltimore and Ohio Railroad. My mother was a nurse at The Philadelphia General Hospital (PGH), where she served the Police and Firefighters of Philadelphia. Our home life was conducted in an atmosphere where we always looked out for one another. We learned about giving and taking, responsibility and caring about others. Both of my parents served the public: My father, "The traveling public", as he would say and my mother, the poor of Philadelphia, who sought free medical care at The Philadelphia General Hospital. She trained there as a nurse and when I was in 9th grade she went back to work at night on a 12 hour shift (8pm to 8am) in the Police and Firefighters Ward. Two sisters trained at PGH and one became a Lt. Col. in the U.S. Army. Another sister and brother are nurses and one brother was a river barge captain and a union leader. My parents' example instilled in us a deep desire to serve the public. The reason I became a lawyer was to help people. My résumé gives a quick idea of my activities and involvement. When 911 happened, I felt compelled to go to New York City. I couldn't help but to go. I wanted to do something—anything that would take some of the weight off of the shoulders of my New York City brothers and sisters. The same with Hurricane Katrina. I have a connection to New Orleans and I had to go there, too, and I did for 11 days cleaning up in the aftermath of that horrific tragedy. In October 2007, I returned to New Orleans with a team of volunteers from the Philadelphia Federal Credit Union where we helped rehab a home in the Bywater section (Upper 9th Ward). Being an appellate judge requires knowledge of the law. I am confident that I have that part of the qualification. But I believe that—even a Judge—should answer the call to service. The work I have done in the 38 plus years since I started law school shows a person who has established that he is open to all who came before him as a judge. I believe a judge who has my background of service will give confidence to the litigants who appear in his court because his life has been one of fair dealings with everyone. In addition to my legal qualifications and service, I have learned much about the rest of Pennsylvania from my previous state-wide campaigns in 2001, 2003 and 2007. I have been to most, if not all, of the 67 counties in Pennsylvania. I have an understanding about the people of Pennsylvania and what they look for in public leaders, like a judge. I learned that from many conversations with ordinary people, and not just politicians. This knowledge and understanding of the people one serves is a tremendous asset to a judge. This is because it enables the judge to put context into its legal decisions so that the application of those decisions will be better understood and, therefore, respected.

34. Why do you wish to become a Justice or Judge? What special strengths do you feel you possess that would particularly well qualify you for the position of Justice or Judge?

I have 18 years experience trying numerous types of cases as a lawyer. As a Trial Judge, I have heard literally tens of thousands of cases of Criminal, Civil and Family Court matters. In these 35 plus years, I have amassed an extraordinary amount of knowledge and insight into the proper way to conduct a trial that is fair to all parties and the public. It is that insight and experience with the law that makes one qualified to judge peers - which is what Appellate Judges do. They look to see if the Trial Judge obeyed the proper principle of applicable law and that they allowed all parties to present their cases in an atmosphere of fairness. Additionally, the Appellate Judge's role is to provide guidance on the law to the lower courts and to the public. This guidance must be presented with clarity and conciseness. All decisions made by the courts must be transparent. The reason a judge votes one way or the other must be clear so that public confidence in and respect for the fairness of judicial decisions will be maintained. I believe I can contribute in a positive way to the Commonwealth Court because I will bring with me an unyielding resolve to maintain and advance public confidence in and respect for the fairness of the Commonwealth Court to all litigants who come before it.

Finally, for years I have been an advocate for civility and professionalism between the bench, the lawyers and the litigants. In my years in family court, I saw attorneys morph themselves into their battling clients. This is distressing to all who observe this behavior. I counsel and advocate against this every time I swear in a new lawyer, to my law student interns every summer, and to those who I have mentored through our Mentor Program at the Brehon Law Society. I spoke about this with the Young Lawyers Section of the Philadelphia Bar Association as early as 1992. Last year I served on a CLE panel with Associate Justice Thomas Saylor of the Pennsylvania Supreme Court at the Pennsylvania Bar Association Young Lawyers Division. We, each of us, stressed the importance of professionalism and civility in enhancing the public's respect for and confidence in the law because it fosters respect for the court's decisions and the entire judicial process. I will continue to espouse and advocate these principles, as I have done in the past, if elected to the Commonwealth Court of Pennsylvania.

35. Did you sign the PBA Judicial Campaign Advertising Guidelines? (Please return signed pledge with completed questionnaire.)

Yes.

CERTIFICATION STATEMENT

The undersigned certifies that all of the statements made in this questionnaire are true, complete and correct to the best of his/her knowledge and belief and are made in good faith.

JAMES MURRAY LYNN

Type or print name


Signature

1-09-09

Date

HONORABLE JAMES MURRAY LYNN

Judge James Murray Lynn is a member of the Philadelphia Common Pleas Court, but his character, personality and interests are far from common, with a background ranging from civil, criminal and domestic jurisprudence to activities in academia, sports, community service and grand opera!

He was appointed by former Gov. Robert P. Casey, in 1991, and later elected to a full term, and he brought with him a diverse background of interests, honors and activities that reach out to many segments of the community. Judge Lynn was overwhelmingly re-elected to a second term in 2001.

A highly respected graduate of La Salle University and Loyola University School of Law, in New Orleans, he also attended and received a Diploma from the National Judicial College in Reno. A founding member of the Brehon Law Society, he was an invited delegate of President Bill Clinton to the White House Conference for Trade and Investment in Northern Ireland and the Border Countries.

Since becoming a Judge, he has served in the Criminal Court, Supervising Judge for the County Investigating Grand Jury, Family Court and is presently assigned to the Complex Litigation Program of the Civil Trial Division. Prior to becoming a Judge, he was a trial lawyer with the law firms of Stack & Gallagher; Krusen, Evans and Byrne and the Philadelphia District Attorney's Office. He is also an adjunct Professor in the Department of Legal Studies at the Fox School of Business of Temple University.

His varied interests include President of the St. Patrick's Day Parade, President of the Brehon Law Society, Ancient Order of Hibernians, Knights of Columbus, Delaware Valley Opera Guild, The Savoy Opera Company. Memberships include the Schuylkill Navy of Philadelphia, The United States Rowing Association, Vesper Boat Club, Philadelphia Hero Scholarship Board, the Pennsylvania Conference of State Trial Judges and the Marine Corps Law Enforcement Foundation.

He was honored during his academic career by earning the highest average in constitutional law, and criminal law and procedure in Law School; member of The Loyola Law Review; elected class president; an internship with the U.S. Dept. of Justice, Washington, D.C., and awarded an academic scholarship.

Judge Lynn is the 9th of 12 children of Robert Emmet and Catherine Lynn. His father was a conductor on the Baltimore and Ohio R.R. His mother was a nurse who served the police and firefighters of Philadelphia. He credits his parents' influence that led to his call to serve during the crisis of 911 in New York City where he assisted the rescue workers. In 2005, he spent 11 days helping with the clean up in the aftermath of Hurricane Katrina. In October, 2007, Judge Lynn returned to the 9th Ward in New Orleans to help in a rebuilding project. He is married to the former Barbara Holman and has a daughter, Grainne, age 19, a college student at The Catholic University in Washington D.C.

RÉSUMÉ

JAMES MURRAY LYNN

534 City Hall
Philadelphia, PA 19107
(215) 686-8330
Email – jamesivnnacourts.phila.gov

Born: October 15, 1947
Married: Barbara H. Lynn
One Child: Grainne Brighde Lynn

WORK HISTORY:

Judge, Philadelphia Court of Common Pleas, First Judicial District
Commonwealth of Pennsylvania, (Commissioned 12/10/91-Present)
For Eighteen (18) years prior to taking the bench, I prepared and tried
thousands of major civil and criminal cases.

ADMISSIONS:

Supreme Court of the United States of America
Bar of the Supreme Court of Pennsylvania
United States Court of Appeals for the 3rd Circuit
United States District Court for the Eastern District of Pennsylvania

EDUCATION:

The National Judicial College, American Bar Association, Reno, Nevada
(Diploma in General Jurisdiction 1992)
Loyola University, New Orleans, Louisiana (J.D., 1973)
LaSalle University, Philadelphia, PA (B.A., 1970)

PUBLIC OFFICE:

Retained November 2001, for a second ten year term
Member, 38th Ward Democratic Executive Committee (11th Div.),
elected for two (2) year term, 1988

PUBLICATIONS:

Law Review Article, "Constitutional Law--State Aid to Church Related
Schools" 18 Loyola Law Review 416 (1973)
"Retaining the Federal Character of Grants Under Revenue Sharing",
U.S. Department of Justice, Civil Division (internal publication)
(1972)
Numerous Judicial Opinions

HONORS:

Loyola Law Review
Academic Scholarship
American Jurisprudence Award for Highest Average in Constitutional Law
Edwin I. Mahoney Award of the New Orleans Criminal Courts Bar Association
for Highest Average in Criminal law and Criminal Procedure Loyola Law
School Law Clinic
Legal Internship - United States Department of Justice, (Civil Division)
Washington, D.C. (Summer, 1972)
Senior Judge, Honor Code Review Board
Founder, Brendan Francis Brown Society of International Law
Class President
Certificates of Merit (several)
Citation from the Pennsylvania House of Representatives for work with
juveniles and senior citizens
Legion of Honor, The Chapel of the Four Chaplains
Pennsylvania Bar Association recommendation for Judge of the Superior
Court of Pennsylvania
Philadelphia Bar Association recommendation for Judge of the Court of
Common Pleas
Governor of Pennsylvania Trial Court Nominating Commission; (Gov.
Casey's Commission) Recommendation for Judge of the Court
of Common Pleas
Panelist, Philadelphia Bar Education Center, Continuing Legal Education,
Philadelphia Bar Association
Invited delegate of President William J. Clinton to the White House
Conference for Trade and Investment in Northern Ireland and the
Border Counties (May 1995)
Numerous civic and governmental citations for leadership roles in the
Irish-American community including a Presidential citation from
President William J. Clinton in 1995
Brehon Law Society award for outstanding achievement as "#1
Brehon" October 2008

LAW MEMBERSHIPS:

(Past and Present)

Pennsylvania Conference of State Trial Judges
Pennsylvania Bar Association
Philadelphia Bar Association
Phi Alpha Delta Legal Fraternity
The Association of Trial Lawyers of America
Brehon Law Society (Irish Lawyers and Judges) - President (2006 -2008);
Treasurer (1980-1984, 1994-2006); Member of the Executive
Committee (1977 - present)

COMMUNITY MEMBERSHIPS AND ACTIVITIES:

(Past and Present)

Hurricane Katrina Volunteer (spent 11 days doing clean up in New Orleans and St. Tammany Parishes (October 2005); returned to New Orleans in October 2006 to rehab a home in the Bywater section (Upper 9th Ward)

911 Volunteer NYC (September 2001) (worked at Chelsea Piers feeding, clothing and counseling rescue workers) Marine Corp Law Enforcement Foundation (Board member, Phila. Chapter)

Philadelphia Flag Day Association (Member since 1997)

New U.S. Citizenship Ceremonies (was principal speaker at three Naturalization Ceremonies, 2006)

Judge Jimmy Lynn's 10th Annual St. Patrick's Day Breakfast, (Scheduled March 17, 2009)

Ancient Order of Hibernians - Div. 65 (Joseph Montgomery Division) Patron - The Dickinson Law Review

38th Ward Democratic Executive Committee

East Falls Community Council (Crime Prevention Committee) Collegiate Choir of the Cathedral-Basilica of Sts. Peter and Paul Soloist, St. Patrick's Day Parade Mass

Announcer, St. Patrick's Day Parade

St. Patrick's Day Observance Association, (runs the Philadelphia St. Patrick's Day Parade) (President, 1995; member of the Executive Board, since 1988)

Friendly Sons of St. Patrick, Immigration Law Committee Fairmount Parents, Businessmen and Neighbors Association Knights of Columbus, Pinzon Council, Member of the 4th Degree Schuylkill Navy of Philadelphia

United States Rowing Association

United States Rowing Society

Vesper Boat Club, Vice-President

Fairmount Rowing Association

Penn Athletic Club Rowing Association

Dad Vail Regatta – long time volunteer

Assistant Crew coach – Msgr. Bonner High School

PERFORMING ARTS:

Several roles in Operas and Plays including:

Savoy Opera Company

Philadelphia Bar Association Theatre Wing

Philadelphia Opera Company (with Luciano Pavarotti)

Wilmington Opera Company (now Opera Delaware)

Delaware Valley Lyric Opera Company

Bucks County Opera Company

Philadelphia Ceili Group

Wilma Theater, with Gordon Phillips (of the Actor's Studio) Vocal Study with Maestro Frank Cappelli

Performed with the Wolftones, Paddy Reilly and other Irish Bands Sang in numerous concerts