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## FORM A – PRISONER/MATERIAL WITNESS PROCESS:

## REQUESTING STATE – PETITION FOR CERTIFICATION TO SECURE ATTENDANCE OF OUT-OF-STATE WITNESS

STATE OF [REQUESTING STATE],	
Plain	etiff,
VS.	)
[DEFENDANT],	
Defe	ndant,

## PETITION FOR CERTIFICATION TO SECURE ATTENDANCE OF OUT-OF-STATE WITNESS

To compel the attendance of [PRISONER], the State asks this Court to issue a certificate pursuant to the Uniform Act to Secure the Attendance of Witnesses from Without a State in Criminal Proceedings, [REQUESTING STATE MATERIAL WITNESS STATUTES].

The above-entitled criminal prosecution is now pending in the [DISTRICT/SUPERIOR COURT] Court of the State of [REQUESTING STATE], [COUNTY] County, which is a court of record in this State.

[PRISONER], DOC # [PRISON IDENTIFICATION NUMBER], is presently in custody at [PRODUCING STATE INSTITUTION & ADDRESS]. [PRISONER] is a necessary and material witness for the State of [REQUESTING STATE] in the above-captioned criminal proceeding and as such, can testify to establish the facts necessary to prove the elements in a count charged in the pending criminal proceedings. Because of the necessity, materiality, and relevancy of the testimony to be given, all of which is essential to the prosecution of the above-captioned case, it is requested that [PRISONER], DOC # [PRISON IDENTIFICATION NUMBER], be ordered to be personally present and to give testimony at the proceedings of the [DISTRICT/SUPERIOR COURT] Court of the State of [REQUESTING STATE], [COUNTY] County.

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Trial in this case is scheduled to commence on [FIRST DAY OF TRIAL]. The trial is expected to last [DATES/WEEKS TRIAL SCHEDULED]. [PRISONER]'s attendance at court will be needed until her testimony is completed. Due to the schedules of various witnesses, including experts, it is impossible at this time to fix a single, precise date on which [PRISONER] will testify. This is why, at present, [PRISONER] is needed for the range of dates listed above.

[PRISONER] will be required to travel to [CITY], [REQUESTING STATE] to testify. The State of [REQUESTING STATE] will provide travel costs as well as housing (incarceration) as required by the Uniform Act. The State will also take responsibility to return [PRISONER] to the State of [PRODUCING STATE] upon the completion of the currently scheduled trial. [PRISONER] will receive immunity from arrest and service of process provided by the Uniform Act as adopted by the State of [REQUESTING STATE] and State of [PRODUCING STATE]. [APPLICABLE RECEIVING STATE MATERIAL WITNESS STATUTE] and [APPLICABLE PRODUCING STATE MATERIAL WITNESS STATUTE].

[SIGNATURE BLANK]