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6 IN THE UNITED STATES DISTRICT COURT  
7 FOR THE DISTRICT OF ARIZONA  
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9 Frank Jarvis Atwood,  
10 Petitioner,  
11 vs.  
12 Charles L. Ryan, et al.,  
13 Respondents.

No. CV-98-116-TUC-JCC  
DEATH PENALTY CASE

**ORDER**

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15 This matter is set for an evidentiary hearing on October 7-9, 2013. It appearing  
16 that counsel will need to consult with their client, and in the event Petitioner is called as a  
17 witness, the Court finds good cause to require Petitioner's attendance at the hearing.

18 Accordingly,

19 **IT IS ORDERED** that Petitioner's Motion for Presence of Petitioner at Hearing  
20 (Doc. 444) is **GRANTED**.

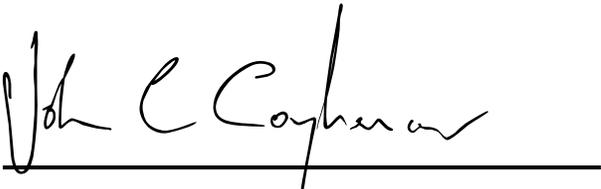
21 **IT IS FURTHER ORDERED** that the Clerk of Court prepare a Writ of Habeas  
22 Corpus Ad Testificandum to produce Frank Jarvis Atwood, Inmate #062887, who is in  
23 custody at the Arizona Department of Corrections, ASPC Eyman, Browning Unit in  
24 Florence, Arizona, 85232, for an evidentiary hearing on October 7, 8, and 9, 2013, at 9:00  
25 a.m. in Courtroom 6B of the Evo A. DeConcini United States Courthouse, 405 W.  
26 Congress, Tucson, Arizona.

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DATED this 19th day of August 2013.

A handwritten signature in black ink, reading "John C. Coughenour". The signature is written in a cursive style with a large initial "J". A solid horizontal line is drawn across the page, passing through the bottom of the signature.

John C. Coughenour  
UNITED STATES DISTRICT JUDGE