

1 attempts to serve Mr. Barajas. (Doc. 127).

2 On February 19, 2025, at Petitioner's request, the Court again issued an order
3 commanding Mr. Barajas to appear in Court on April 30, 2025, to show cause why he should not
4 be held in contempt for his failure to comply with the subpoena and appear for evidentiary
5 hearing. (Doc. 138). Once again, consistent with the Court's order, counsel for Petitioner
6 attempted to serve Mr. Barajas but was unsuccessful. (Doc. 140).

7 The Court will direct the U.S. Marshals Service to attempt to effect service upon Mr.
8 Barajas. The Court takes under submission Petitioner's request of the Court to issue an arrest
9 warrant (*see* Doc. 140 at 2).

10 **Conclusion and Order**

11 Accordingly, **IT IS HEREBY ORDERED:**

- 12 1. The Clerk of Court is directed to forward the following documents to the U.S.
13 Marshals Service:
- 14 a) One copy of the order to show cause issued on November 4, 2024 (Doc. 118);
 - 15 b) One completed USM-285 form for Juan Barajas; and
 - 16 c) Two copies of this order.
- 17 2. Within ten (10) days from the date of this order, the United States Marshal is
18 DIRECTED to notify the following nonparty witness of the April 30, 2025, hearing
19 on order to show cause and for evidentiary proceedings in accordance with the
20 provisions of Federal Rule of Civil Procedure 4 and 28 U.S.C. § 566(c):
- 21 a. **Juan Barajas**, last known address 708 20th Avenue, Delano, CA, and 430
22 Calle Card, Delano, CA;
- 23 3. The United States Marshals Service shall:
- 24 a. Personally serve the order to show cause issued on November 4, 2024 (Doc.
25 118) and a copy of this Order on Mr. Barajas pursuant to Federal Rule of Civil
26 Procedure 4 and 28 U.S.C. § 566(c); and
 - 27 b. Within seven (7) days after personal service is effected, file the return of
28 service for Mr. Barajas, along with evidence of the costs subsequently

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incurred in effecting service. Said costs shall be enumerated on the USM-285 form and shall include the costs incurred for photocopying additional copies of the documents to be served and for preparing new USM-285 forms, if required. Costs of service will be taxed against the personally served witness in accordance with the provisions of Federal Rule of Civil Procedure 4(d).

IT IS SO ORDERED.

Dated: March 6, 2025


UNITED STATES MAGISTRATE JUDGE