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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ARMANDO HERRERA,

Plaintiff,

No. CIV S-10-1744 GEB EFB P

vs.

GARDNER, et al.,

Defendants.

ORDER AND WRIT OF HABEAS CORPUS
AD TESTIFICANDUM

Armando Herrera, inmate # C-32722, a necessary and material witness in a hearing in this case, is confined in California Medical Facility, 1600 California Drive, Vacaville, CA, 95696, in the custody of the Warden. In order to secure this inmate's attendance a Writ of Habeas Corpus ad Testificandum must issue commanding the custodian to produce the inmate before Magistrate Judge Edmund F. Brennan.¹ Therefore, the inmate shall appear in person at the U. S. District Court, Courtroom #24, 501 I Street, Sacramento, California 95814, on Wednesday, April 20, at 10 a.m.

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¹ The court previously ordered the inmate to appear by videoconference from California Medical Facility, but is informed that the institution does not currently have videoconference capabilities.

1 Accordingly, it is hereby ORDERED that:

2 1. The court's previous April 15, 2011 Order and Writ of Habeas Corpus Ad
3 Testificandum is vacated.

4 2. A Writ of Habeas Corpus ad Testificandum shall issue, under the seal of this court,
5 commanding the Warden to produce the inmate named above to participate in person at the time
6 and place above, until completion of the hearing or as ordered by Judge Edmund F. Brennan; and

7 3. The custodian is ordered to notify the court of any change in custody of this
8 inmate and is ordered to provide the new custodian with a copy of this writ.

9 **WRIT OF HABEAS CORPUS AD TESTIFICANDUM**

10 **To: Warden, California Medical Facility, 1600 California Drive, Vacaville, CA 95696:**

11 We ORDER you to produce the inmate named above to testify before the undersigned in
12 person at the time and place above, until completion of the hearing or as otherwise ordered by
13 the court.

14 Further, we ORDER you to notify the court of any change in custody of the
15 inmate and to provide the new custodian with a copy of this writ.

16 Dated: April 15, 2011.

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18 EDMUND F. BRENNAN
19 UNITED STATES MAGISTRATE JUDGE
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