

1 KEKER & VAN NEST, LLP
 ASHOK RAMANI - #200020
 2 BROOK DOOLEY - #230423
 JENNIFER A. HUBER - #250143
 3 710 Sansome Street
 San Francisco, CA 94111-1704
 4 Telephone: (415) 391-5400
 Facsimile: (415) 397-7188

5 Attorneys for Plaintiff
 6 ZAMEER RIAZ AZAM

7
 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

11 ZAMEER RIAZ AZAM,
 12 Plaintiff,
 13 v.
 14 OFFICER M. JOHNSON,
 15 Defendant.

Case No. C-05-1858-MHP (pr)

**STIPULATION AND ~~[PROPOSED]~~
 ORDER & WRIT OF HABEAS CORPUS
 AD TESTIFICANDUM TO TRANSPORT
 PLAINTIFF ZAMEER RIAZ AZAM,
 CDCR NO. V59327**

Dept: Courtroom 15, 18th Floor

Judge: Hon. Marilyn Hall Patel

Trial Date: February 17, 2009

16
17
18
19
20
21
22
23
24
25
26
27
28

1 Pursuant to Civil Local Rule 7-12, Plaintiff Zameer Riaz Azam and Defendant Mark
2 Johnson hereby stipulate as follows:

3 WHEREAS Plaintiff ZAMEER RIAZ AZAM, CDCR No. V59327, a necessary and
4 material witness in proceedings in this case beginning on February 17, 2009, at 8:30 a.m., is
5 confined at Folsom State Prison in the custody of the Warden Michael S. Evans;

6 WHEREAS in order to secure this inmate's attendance at the trial scheduled for February
7 17-20, 2009 in Courtroom 15 of the United States District Court for the Northern District of
8 California (and any additional deliberation time), it is necessary that a Writ of Habeas Corpus ad
9 Testificandum issue commanding the custodian of Zameer Riaz Azam, CDCR No. V59327, to
10 produce said inmate in Courtroom 15 of the United States District Courthouse, 450 Golden Gate
11 Avenue, San Francisco, California 94102, the Honorable Marilyn Hall Patel presiding, beginning
12 on February 17, 2009, at 8:30 a.m. and at all subsequent trial days beginning at 8:30 a.m.; and

13 WHEREAS in order to allow this inmate and his counsel adequate time to prepare for
14 trial, the Warden of Folsom State Prison should be ordered to move the inmate to the closest
15 available prison to the San Francisco Division of this Court no later than February 12, 2009.

16 ACCORDINGLY, THE PARTIES STIPULATE TO THE FOLLOWING:

17 1. That the Court enter a Writ of Habeas Corpus ad Testificandum, under the seal of
18 this Court, commanding the Warden of Folsom State Prison and the California Department of
19 Corrections and Rehabilitation to produce inmate Zameer Riaz Azam, CDCR No. V59327, to
20 testify in the United States District Court for the Northern District of California at the time and
21 place above, and from day to day until completion of court proceedings or as ordered by the
22 Court, and thereafter to return the inmate to the above institution;

23 2. That the Court order the Warden of Folsom State Prison to notify the Court of any
24 change in custody of Zameer Riaz Azam, CDCR No. V59327, and to provide the new custodian
25 with a copy of this writ;

26 3. That the Court order the Warden of Folsom State Prison to move Zameer Riaz
27 Azam, CDCR No. V59327, to the closest available prison to the San Francisco Division of this
28 Court no later than February 12, 2009; and

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

4. That the Court enter the Proposed Order attached hereto.
IT IS SO STIPULATED.

Dated: January 22, 2009 KEKER & VAN NEST, LLP

By: /s/ Brook Dooley
BROOK DOOLEY
Attorneys for Plaintiff
ZAMEER RIAZ AZAM

Dated: January 22, 2009 COUNTY OF CONTRA COSTA

By: /s/ Monika L. Cooper
MONIKA L. COOPER
Attorneys for Defendant
MARK JOHNSON

I, Brook Dooley, am the ECF user whose ID and password are being used to file this
STIPULATION AND [PROPOSED] ORDER & WRIT OF HABEAS CORPUS AD
TESTIFICANDUM TO TRANSPORT PLAINTIFF ZAMEER RIAZ AZAM, CDCR
NO. V59327. In compliance with General Order 45, X.B., I hereby attest that Monika L. Cooper
has concurred in this filing.

Dated: January 22, 2009 KEKER & VAN NEST, LLP

By: /s/ Brook Dooley
BROOK DOOLEY
Attorneys for Plaintiff
ZAMEER RIAZ AZAM

1 KEKER & VAN NEST, LLP
ASHOK RAMANI - #200020
2 BROOK DOOLEY - #230423
JENNIFER A. HUBER - #250143
3 710 Sansome Street
San Francisco, CA 94111-1704
4 Telephone: (415) 391-5400
Facsimile: (415) 397-7188

5 Attorneys for Plaintiff
6 ZAMEER RIAZ AZAM

7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10

11 ZAMEER RIAZ AZAM,
12 Plaintiff,
13 v.
14 OFFICER M. JOHNSON,
15 Defendant.

Case No. C-05-1858-MHP (pr)

**[PROPOSED] ORDER & WRIT OF
HABEAS CORPUS AD
TESTIFICANDUM TO TRANSPORT
PLAINTIFF ZAMEER RIAZ AZAM,
CDCR NO. V59327**

Dept: Courtroom 15, 18th Floor

Judge: Hon. Marilyn Hall Patel

Trial Date: February 17, 2009

16
17
18
19
20
21
22
23
24
25
26
27
28

1 Plaintiff Zameer Riaz Azam, CDCR No. V59327, a necessary and material witness in
2 proceedings in this case beginning on February 17, 2009, at 8:30 a.m., is confined at Folsom
3 State Prison in the custody of Warden Michael S. Evans. In order to secure this inmate's
4 attendance at the trial scheduled for February 17-20, 2009, in Courtroom 15 of the United States
5 District Court for the Northern District of California (and any additional deliberation time), it is
6 necessary that a Writ of Habeas Corpus ad Testificandum issue commanding the custodian of
7 Zameer Riaz Azam, CDCR No. V59327, to produce said inmate in Courtroom 15 of the United
8 States District Courthouse, 450 Golden Gate Avenue, San Francisco, California 94012, the
9 Honorable Marilyn Hall Patel presiding, beginning on February 17, 2009, at 8:30 a.m. and at all
10 subsequent trial days beginning at 8:30 a.m. In order to allow this inmate and his counsel
11 adequate time to prepare for trial, this inmate should be moved to the closest available prison to
12 the San Francisco Division of this Court no later than February 12, 2009.

13 ACCORDINGLY, IT IS ORDERED that:

14 1. A Writ of Habeas Corpus ad Testificandum issue, under the seal of this court,
15 commanding the Warden of Folsom State Prison and the California Department of Corrections
16 and Rehabilitation to produce inmate Zameer Riaz Azam, CDCR No. V59327, to testify in the
17 United States District Court for the Northern District of California at the time and place above,
18 and from day to day until completion of court proceedings or as ordered by the Court, and
19 thereafter to return the inmate to the above institution;

20 2. The Warden of Folsom State Prison is ordered to notify the Court of any change
21 in custody of Zameer Riaz Azam, CDCR No. V59327, and is ordered to provide the new
22 custodian with a copy of this writ; and

23 3. The Warden of Folsom State Prison is ordered to move Zameer Riaz Azam,
24 CDCR No. V59327, to the closest available prison to the San Francisco Division of this Court no
25 later than February 12, 2009.

26 //

27 //

28 //

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

WRIT OF HABEAS CORPUS AD TESTIFICANDUM

To: The Warden of Folsom State Prison,

YOU ARE COMMANDED to produce inmate Zameer Riaz Azam, CDCR No. V59327, to testify in the United States District Court for the Northern District of California at the time and place above, and from day to day until completion of court proceedings or as ordered by the Court, and thereafter to return the inmate to the above institution.

FURTHER, you are ordered to notify the Court of any change in custody of Zameer Riaz Azam, CDCR No. V59327, and to provide the new custodian with a copy of this writ.

FURTHER, you are ordered to move Zameer Riaz Azam, CDCR No. V59327, to the closest available prison to the San Francisco Division of this Court no later than February 12, 2009.

IT IS SO ORDERED.

Dated: February 5, 2009

