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6 U.S. Commodity Futures Trading Commission  
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11 Attorneys for Plaintiff, United States  
12 Commodity Futures Trading Commission

13  
14 UNITED STATES DISTRICT COURT  
15 FOR THE NOTHERN DISTRICT OF CALIFORNIA  
16 SAN FRANCISCO DIVISION

17  
18 UNITED STATES COMMODITY  
19 FUTURES TRADING COMMISSION,

20 Plaintiff,

Civil Action No.

21 v.

3:10-cv-02654-SC

22  
23 HIGHLANDS CAPITAL  
24 MANAGEMENT, L.P., a California  
25 limited partnership, and  
26 GLENN KANE JACKSON, an individual,

27 Defendants.

28  
PETITION FOR AND WRIT OF HABEAS CORPUS AD TESTIFICANDUM

To the Honorable Samuel Conti, United States District Judge  
of the United States District Court for the Northern District of  
California:

1           The U.S. Commodity Futures Trading Commission respectfully  
2 petitions the Court to issue a Writ of Habeas Corpus Ad  
3 Testificandum for the prisoner Glenn Kane Jackson, whose place  
4 of custody and jailor are set forth in the requested Writ,  
5 attached hereto, and your petitioner avers that the prisoner is  
6 required to appear in the above-entitled matter in this Court on  
7 August 13, 2010, at 10:00 a.m., and therefore petitioner  
8 requests that this Court issue the Writ as presented.

9           On June 17, 2010, this Court issued an Order Granting  
10 Plaintiff's Ex Parte Emergency Motion For Statutory Restraining  
11 Order, Order To Show Cause Regarding Further Relief ("June 17,  
12 2010 Order"). Among other things the June 17, 2010 Order  
13 required defendants to appear before this Court on June 23, 2010  
14 to show cause, if there be any, why the relief granted in the  
15 June 17, 2010 Order should not be continued and why the further  
16 relief requested by the CFTC in its Ex Parte Emergency Motion  
17 For Statutory Restraining Order, Order to Show Cause Regarding  
18 Preliminary Injunction, Preliminary Injunction, And Other  
19 Equitable Relief should not be granted. On June 23, 2010, this  
20 Court continued the hearing until July 9, 2010, at 10:00 a.m.  
21 before the Honorable Samuel Conti at the United States  
22 Courthouse for the Northern District of California, San  
23 Francisco Division, Courtroom 1 (seventeenth floor), and ordered  
24 defendants to appear before this Court on that date to show  
25 cause, if there be any, why the relief granted in the June 17,  
26 2010 Order should not be continued and why the further relief  
27 requested by the CFTC in its Ex Parte Emergency Motion For  
28 Statutory Restraining Order, Order to Show Cause Regarding

1 Preliminary Injunction, Preliminary Injunction, And Other  
2 Equitable Relief should not be granted. On July 9, 2010, this  
3 Court continued the hearing until August 13, 2010, at 10:00 a.m.  
4 before the Honorable Samuel Conti at the United States  
5 Courthouse for the Northern District of California, San  
6 Francisco Division, Courtroom 1 (seventeenth floor) and ordered  
7 defendants to appear before this Court on that date.

8 Defendant Glenn Kane Jackson is currently incarcerated at  
9 the Marin County Jail in Marin County, California.

10 Should the Court issue this Order, representatives of the  
11 Marin County Sheriff's Department are instructed to transport  
12 Glenn Kane Jackson from the Marin County Jail on or about August  
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1 13, 2010, then coordinate with the United States Marshals  
2 Service for access to the U.S. Courthouse/Federal Building,  
3 450 Golden Gate Ave., 20<sup>th</sup> Floor, San Francisco, CA 94102.

4 Respectfully submitted,

5 ATTORNEY FOR PLAINTIFF  
6 U.S. COMMODITY FUTURES TRADING  
7 COMMISSION  
8 Three Lafayette Centre  
9 1151 21<sup>st</sup> Street NW  
10 Washington, DC 20581  
11 (202) 418-5000 (main)  
12 (202) 418-5531 (fax)

13 /s/ Matthew Elkan  
14 Matthew Elkan  
15 DC Bar No. 413161  
16 (202) 418-5398 (direct)  
17 melkan@cftc.gov

18 IT IS SO ORDERED.

19 DATED: 8/4, 2010

20   
21 Susan M. Elton  
22 UNITED STATES DISTRICT JUDGE  
23 NORTHERN DISTRICT OF CALIFORNIA  
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1 **THE PRESIDENT OF THE UNITED STATES OF AMERICA**

2 To: Sheriff, Marin County, California, 3501 Civic Center Drive  
3 #145, San Rafael, CA 94903; any of his authorized deputies;  
4 and the Jailor, Warden, or Sheriff of the Marin County  
5 Jail.

6 **GREETINGS**

7  
8 WE COMMAND that on August 13, 2010, you have and produce  
9 the body of Glenn Kane Jackson, in your custody in the above-  
10 referenced institution, before the United States District Court  
11 in and for the Northern District of California, in the Courtroom  
12 of Judge Samuel Conti, 17th Floor, 450 Golden Gate Avenue, San  
13 Francisco, California 94102, so Glenn Kane Jackson may then and  
14 there appear for a hearing in the above-captioned case at 10:00  
15 a.m. on August 13, 2010.

16  
17 WITNESS the Honorable Judge Susan Illston, United States  
18 District Judge of the United States District Court for the  
19 Northern District of California.  
20

21  
22 DATED: August 4, 2010

23 CLERK  
24 UNITED STATES DISTRICT COURT  
25 NORTHERN DISTRICT OF CALIFORNIA

26 F. A. Marshall  
27 DEPUTY CLERK  
28

**CERTIFICATE OF SERVICE**

1  
2 I HEREBY CERTIFY that on this 4<sup>th</sup> day of August, 2010, I  
3 electronically filed the foregoing:

4 **PETITION FOR AND WRIT OF HABEAS CORPUS AD TESTIFICANDUM**

5 with the Clerk of the Court using the CM/ECF filing system as  
6 well sending copies via UPS overnight delivery (1Z A47 96A 22  
7 1003 8479 (Jackson) and 1Z A47 96A 22 1003 8488 (Highlands  
8 Capital Management)) to the Defendants as follows:  
9

10  
11 Glenn Kane Jackson, P00193372  
12 c/o Marin County Jail  
13 3501 Civic Center Drive  
14 San Rafael, CA 94903-4167

15 Gina McGee, P00193371  
16 Registered Agent  
17 Highlands Capital Management  
18 c/o Marin County Jail  
19 3501 Civic Center Drive  
20 San Rafael, CA 94903-4167

21 /s/ Matthew Elkan  
22 Matthew Elkan  
23 DC Bar No. 413161  
24 (202) 418-5398 (direct)  
25 melkan@cftc.gov  
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27  
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