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CAROL C. FITZGERALD
CLERK

BY COURT DEPUTY

FOR THE DISTRICT OF NEVADA

IN THE MATTER OF THE)	SPECIAL ORDER NO. <u>23</u>
ISSUANCE OF SUBPOENAS AT)	
REQUEST OF FEDERAL PUBLIC DEFENDER)	<u>O R D E R</u>
PURSUANT TO F.R.Cr.P. 17(b).)	

In order to comply with the Speedy Trial Act, 18 U.S.C. §3161-3174, inclusive, and to achieve the prompt disposition of criminal cases contemplated by the Act,

IT IS ORDERED:

1. When a finding of indigency is made in a criminal case and the Court appoints the office of the Federal Public Defendant as counsel, the Order of Appointment shall direct the Clerk to issue subpoenas upon oral request and submission of prepared subpoenas by the attorneys of the office of the Federal Public Defender and directing the costs of process, fees and expenses of witnesses subpoenaed shall be paid as witness(es) subpoenaed on behalf of the Government and that the Marshal shall provide said witness(es) so subpoenaed with advance funds for the purpose of travel within the the District of Nevada and subsistence. This Order shall only apply to witnesses who reside in or are served within the State of Nevada. Any subpoenas that must be served outside the State of Nevada shall require approval of this Court as provided in Rule 17 (b) of the Federal Rules of Criminal Procedure.

2. A further showing of indigency or necessity shall not be required after an Order is entered pursuant to the above paragraph, so far as pertains to subpoenas to be served within the State of Nevada.

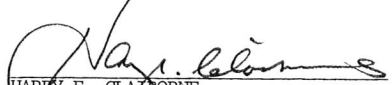
3. In all cases where a defendant is acting in pro per or a defendant is represented by a member of the Criminal Justice Act (C.J.A.) panel of attorneys, said defendant or C.J.A. attorney shall make application pursuant to F.R.Cr.P. 17(b) for the issuance of subpoenas, whether for

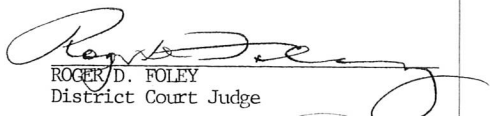
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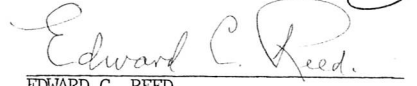
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service within or without the State of Nevada.

DATED this 16th day of July, 1981.


HARRY E. CLAIBORNE
Chief Judge U.S. District Court


ROGER D. FOLEY
District Court Judge


EDWARD C. REED
District Court Judge

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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEVADA

&&&

UNITED STATES OF AMERICA,)	NO. _____
Plaintiff,)	
vs.)	ORDER APPOINTING COUNSEL AND
)	DIRECTING THE MARSHAL TO SERVE
)	SUBPOENAS AT GOVERNMENT EXPENSE.
)	
Defendant.)	

The Defendant named below, having testified under oath or having otherwise satisfied this Court that he or she: (1) is financially unable to employ counsel and (2) does not wish to waive counsel, and, because the interests of justice so require, the Court finds that the Defendant is indigent, therefor,

IT IS ORDERED that the Federal Public Defender for the District of Nevada is hereby appointed to represent Defendant, _____.

IT IS FURTHER ORDERED that the Clerk issue subpoenas upon oral request and submission of prepared subpoenas by the attorneys of the office of the Federal Public Defender, unless said subpoena(s) are to be served outside the State of Nevada. The cost of process, fees and expenses of witnesses so subpoenaed shall be paid as witness(es) subpoenaed on behalf of the Government. The Court is satisfied the Defendant is unable to pay fees and expenses of subpoenaed witnesses and the United States Marshal shall provide such witness(es) subpoenaed advance funds for the purpose of travel within the District of Nevada and subsistence. Any subpoenas served on behalf of the Defendant, the return thereon to this Court shall be sealed, unless otherwise ordered.

IT IS FURTHER ORDERED that if counsel for the Defendant desires subpoenas to be served outside the State of Nevada, further application pursuant to Federal Rules of Criminal Procedure 17(b) shall be made to the Court, before the issuance of said subpoenas.

DATED this _____ day of _____, 19 _____.

UNITED STATES MAGISTRATE