

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT

UNITED STATES OF AMERICA :
 :
 v. : No. **KEYBOARD()**
 :
 KEYBOARD() :

EX PARTE APPLICATION FOR ISSUANCE OF SUBPOENAS
WITHOUT PREPAYMENT OF COSTS AND
MOTION TO SEAL

The defendant, by and through counsel, hereby respectfully applies, ex parte, to this Honorable Court, pursuant to Rule 17(b) of the Federal Rules of Criminal Procedure, for an order allowing the issuance of **KEYBOARD()** subpoenas on behalf of the defendant without prepayment of costs. In support of this Application, the defendant shows unto the Court the following:

1. The defendant previously completed, with the assistance of Pretrial Services, the U.S. Court's financial statement form CJA-23.
2. On the basis of such financial statement, the Federal Public Defender was appointed to represent the defendant in this action.
3. The defendant is indigent and is unable to bear the cost for the issuance of **KEYBOARD()** subpoenas in this cause.
4. The defendant desires to issue a subpoena to **KEYBOARD()** each of the following persons:

KEYBOARD()

5. This matter is scheduled for trial term beginning
KEYBOARD().

6. Based upon counsel's investigation of this matter,
the above-named personKEYBOARD() is/are essential KEYBOARD()
witnesses for the trial of this matter.

7. These KEYBOARD()KEYBOARD()subpoenas will be served by
the Federal Public Defender's Office.

8. The defendant further requests that the defendant's
witnesses be reimbursed in the same manner in which similar
costs and fees are paid to witnesses subpoenaed in behalf of
the United States.

9. The defendant further requests that any Order issued
pursuant to this Application granting defendant's request with
respect to these KEYBOARD()particular KEYBOARD()witnesses
continue in effect until this action is tried, and defendant
not be required to renew such application on account of any
continuance of the trial of this action.

10. Finally, the defendant respectfully requests that
the Court seal both this Ex Parte Application and the
corresponding Order, thereby according to the defendant the
same dignity and privacy privileges flowing to those persons
financially able to subpoena witnesses without court
intervention.

11. The following is a summary of the anticipated testimony of these **KEYBOARD()**witnesses**KEYBOARD()**:

Respectfully submitted, this **KEYBOARD()**day of **KEYBOARD()**.

Defender

KEYBOARD()

First Assistant Federal Public

North Carolina State Bar # **KEYBOARD()**
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