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REDACTED

FILED
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VIRLYNN TINNELL
SUPERIOR COURT CLERK

7 **IN THE SUPERIOR COURT OF THE STATE OF ARIZONA**
8 **IN AND FOR THE COUNTY OF MOHAVE**

9 STATE OF ARIZONA,
Plaintiff,

10 vs.

11 **JOHN CHARLES MCCLUSKEY,**
Defendant.

No. CR-2010-0823

**REQUEST FOR ATTENDANCE OF
OUT-OF-STATE WITNESS**

12
13 TO THE HONORABLE JUDGE OF THE SUPERIOR COURT FOR THE
14 COUNTY OF MOHAVE, STATE OF ARIZONA:

15 The undersigned Deputy County Attorney of the County of Mohave, State of
16 Arizona, pursuant to the provisions of A.R.S. §§13-4091, et seq., hereby reports and
17 certifies as follows:

18 1. That there is now pending in this Court the above-entitled criminal prosecution
19 by the State of Arizona against JOHN CHARLES MCCLUSKEY wherein said
20 defendant(s) stand(s) accused and charged with having committed the following
21 criminal offense(s) against the laws of the State of Arizona, to wit:

22 Count 1: Escape in the Second Degree, Class 5 Felony

23 Counts 2-3: Kidnapping, Class 2 Felonies

24 Counts 4-5: Armed Robbery, Class 2 Felonies

25 Counts 6-7: Aggravated Assault, Class 3 Felonies

26 Count 8: Misconduct Involving Weapons, Class 4 Felony

1 2. That said defendant, JOHN CHARLES MCCLUSKEY has pled not guilty
2 thereto, and that the trial therein has been set by the Court to be held before said Court
3 in the City of Kingman, County of Mohave, commencing on the 14th day of June, 2011.

4 3. That [REDACTED] of Manteca, California is a necessary and material
5 witness for the State of Arizona in the prosecution by reason of the fact that he is a
6 victim in this case. He was held at gunpoint by the Defendant and two Co-Defendants
7 after a prison escape. He will identify the Defendant at trial.

8 4. That if the said [REDACTED] as such witness comes into the State of
9 Arizona in obedience to a summons directing him to attend and testify at said trial, the
10 laws of the State of Arizona and of any other state through which said witness may be
11 required to pass by the ordinary course of travel to attend said trial shall give him
12 protection from the arrest or the service of process, civil or criminal, in connection with
13 matters which arose before his entrance into said state pursuant to said summons.

14 WHEREFORE, it is requested for and on behalf of the State of Arizona that Your
15 Honor certify to the above and foregoing by the issuance of a certificate thereto under
16 the seal of the Superior Court of the State of Arizona, for the purpose of being
17 presented to a judge of a court of record in the State of California in a proceeding to
18 compel the attendance of [REDACTED] as a witness of said trial for the time and date
19 above set forth and pursuant to law.

20 RESPECTFULLY SUBMITTED THIS 2ND DAY OF JUNE, 2011.

21 MOHAVE COUNTY ATTORNEY
22 MATTHEW J. SMITH

23 By 
24 DEPUTY COUNTY ATTORNEY
25 VICTORIA STAZIO
26

