

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK

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Plaintiff,

v.

\_\_\_\_\_ - CV - \_\_\_\_\_

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Defendant,

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Format for Petition: You must fill in the information in italics
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**PETITION AND ORDER FOR  
WRIT OF HABEAS CORPUS AD TESTIFICANDUM**

TO THE HONORABLE [*full name of judge*]:

[*Name of party requesting writ*], by and through [*name of attorneys for party*], [*name of specific attorney for party*], of counsel, hereby petitions the Court for a Writ of Habeas Corpus Ad Testificandum for [*name of person to be produced*]. The following facts and circumstances support this petition:

The said individual, [*name of person to be produced*], is currently confined at [*name, city and state of correctional facility*]. The presence of [*name of person to be produced*] is necessary [*reason for production*].

WHEREFORE, I respectfully request that the Clerk of the Court be directed to issue a Writ of Habeas Corpus Ad Testificandum commanding the United States Marshal for the Western District of New York and the [*identity of the entity holding the inmate*] to take [*name of person to be*

*produced*] into his custody and to produce [*name of person to be produced*] in the United States Courthouse in [*Buffalo or Rochester*], New York on [*day and date of production*], and continuing for such time as necessary.

[*name of attorneys for party*]  
[*address & phone of requesting attorneys*]

By: \_\_\_\_\_  
[*name of specific attorney for party*]

DATED: \_\_\_\_\_, 20\_\_\_\_  
\_\_\_\_\_, New York

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**IT IS SO ORDERED:**

DATED: \_\_\_\_\_, 20\_\_\_\_  
\_\_\_\_\_, New York

\_\_\_\_\_  
United States District Judge