

6-11/110.00 Subpoena Duces Tecum (Criminal or Juvenile)

The criminal subpoena is a multipurpose form: Order to Attend Court or Provide Documents: Subpoena/Subpoena Duces Tecum (CR-125/JV-525). If items "b", "c" or "d" are marked, the subpoena is a subpoena duces tecum. An affidavit supporting the issuance of a subpoena duces tecum is required in criminal cases. (People v. Clinesmith 175 CA 2d Supp. 911) The subpoena orders the witness to produce records by mail, bringing the records to court or by allowing the subpoenaing party to copy the records at the witness' business.

2. You must follow the court order(s) checked below:

a. Attend the hearing.

b. Attend the hearing and bring all items checked in c. below.

c. Provide a copy of these items to the court (Do not use this form to obtain Juvenile Court records):

(1) _____

(2) _____

(3) _____

If this box is checked, provide all items listed on the attached sheet labeled "Provide These Items."

d. If someone else is responsible for maintaining the items checked in c, that person (the Custodian of Records) must also attend the hearing.