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| **JDF 85** | **Motion and Order to Issue a Subpoena**  Criminal Cases | |
| **A. Court Information**  Type: *(ex: County or District)*  Colorado County:  Court Address: | | *This box is for court use only.* |
| **B. Parties to the Case**  Plaintiff: The People of the State of Colorado  Vs.  Defendant: | |
| **C. My Information**  Name:  Mailing Address:  City, State, Zip:  Phone:  Email: | | **D. Case Details**  Number:  Division:  Courtroom: |

I submit this motion pursuant to Crim. P. 17. I request the following subpoenas to/for:

**1. Witnesses and Items**

|  |  |
| --- | --- |
| Name of Witness | Type of Item |
| 1. | 1. |
| 2. | 2. |
| 3. | 3. |
| 4. | 4. |
| 5. | 5. |

**2. Event Type**

This is for the *(event type)*  scheduled on *(date)*

**3. Lawful Basis**

These witnesses and/or items are material and relevant to my case. I can’t safely go to trial without them because:

**4. Victim’s Records**

Are any of the requested items the victim’s privileged or compensation records?

No  Yes**\***

**\***If Yes:

1) Also, file [[JDF 85.1 – Certificate of Good Faith]](https://www.coloradojudicial.gov/media/2674).

2) How has the victim implied or expressly waived any privilege?

**5. Attachment**

A Subpoena Affidavit [[Form JDF 80.3]](https://www.coloradojudicial.gov/media/17215) must be attached to this Motion.

**6. Verified Signature**

I declare under penalty of perjury under the law of Colorado that the foregoing is true and correct.

Executed on the *(date)*  day of *(month)*  *(year)*

at City: *(or other location)*

and State: *(or country)*

Print Your Name:

Your Signature:

**7. Court Order**

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| **Court Use Only:** |
| After consideration of the Motion, the Court orders:  The Motion is granted. The Clerk will issue the subpoenas as requested.  The Motion is denied.    Judge Signature:  Date: |