UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK U.S. DISTRICT COURT N.D. OF N. FILED

JAN 1 8 2007

AMARE SELTON,

-v-

LAWRENCE K BAERMAN CLERK

Plaintiff,

9:04-CV-0989 (LEK/RFT)

TROY MITCHELL, ET AL.,

Defendants.

ORDER

It appearing that a Writ of Habeas Corpus Ad Testificandum should issue to the Superintendent of the Five Points Correctional Facility, Romulus, New York, or his deputies, for the following person who is in their respective custody and charge:

AMARE SELTON, INMATE #93-A-3756, presently housed at Five Points Correctional Facility, commanding the Superintendent or his deputies to produce the body of the aforementioned individual, AMARE SELTON, INMATE #93-A-3756, by you imprisoned and detained, and that you transport the inmate directly to the JAMES HANLEY COURTHOUSE, 100 S. CLINTON STREET, SYRACUSE, NY, to appear before the Honorable Lawrence E. Kahn, on the March 20, 2007 at 9:30 A.M. in SYRACUSE for the purpose of appearing, participating, and testifying at the trial in the above entitled matter.

NOW, THEREFORE it is hereby

ORDERED, that a Writ of Habeas Corpus Ad Testificandum issue directing the Superintendent of the Clinton Correctional Facility or his deputies to produce the body of said AMARE SELTON, INMATE #93-A-3756, dressed in civilian clothes, by you imprisoned and detained and that you transport him directly to the JAMES HANLEY COURTHOUSE, 100 S. CLINTON STREET, SYRACUSE, NY, to appear before the Honorable Lawrence E. Kahn, on March 20, 2007 in the forenoon to appear, participate and

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testify at the trial on this date and any other date needed until the completion of the trial in the above entitled civil action in said Court, and after completion of each day of the trial, AMARE SELTON, INMATE #93-A-3756, be returned to the State facility from whence he came. The prisoner at all times is to remain subject to the confinement imposed upon him by the State of New York.

Lawrence E. Kahn U.S. District Judge

DATED: January 18, 2007

Albany, New York