

Your name: _____
Mailing Address: _____
City, State, Zip: _____
Telephone: _____
In Proper Person _____

**In The First Judicial District Court of the State of Nevada
In and for Carson City**

_____) Case No.: _____
Plaintiff,)
) Dept. No. _____
vs.)
) **SUBPOENA**
)
_____)
Defendant.)
_____)

SUBPOENA
 REGULAR DUCES TECUM

THE STATE OF NEVADA SENDS GREETINGS TO:

YOU ARE HEREBY COMMANDED that all singular, business and excuses being set aside, you appear and attend on the ____ day of _____, 20____, at the hour of _____ M., in Department No. _____ of the First Judicial District Court, 885 E. Musser Street, Carson City, Nevada. Your attendance is required to give testimony or to produce and permit inspection and copying of designated books, documents or tangible things in your possession, custody or control, or to permit inspection of premises. You are required to bring with you at the time of your appearance any items set forth below. If you fail to attend, you may be deemed guilty of contempt of Court and liable to pay all losses and damages caused by your failure to appear. Please see "Exhibit A" attached hereto for information regarding the rights of the person subject to this Subpoena.

DATED THIS _____ day of _____, 20_____.

SUSAN MERRIWETHER, CLERK OF THE COURT

By: _____, Deputy Clerk

ITEMS TO BE PRODUCED

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1 STATE OF NEVADA)
2) ss.
3 CARSON CITY)

4 I hereby certify that I am over 18 years of age and not a party to nor interested in the
5 proceeding in which this service is made. That I received this Subpoena on the _____ day of
6 _____, 20_____, and personally served the same by delivering a copy to the
7 witness at (state address) _____
8 _____

9 on this _____ day of _____, 20_____.

10 _____
11 Signature of person making service

12 _____
13 Print name here
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EXHIBIT "A"

NEVADA RULES OF CIVIL PROCEDURE

RULE 45

(c) Protection of Persons Subject to Subpoena.

1. A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The Court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include, but is not limited to, lost earnings and a reasonable attorney's fee.

2. (A) Person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

3. (A) On timely motion, the court by which a subpoena was issued shall quash or modify the subpoena if it:

(i) fails to allow reasonable time for compliance;

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

1 (B) If a subpoena

2 (i) requires disclosure of a trade secret or other confidential research, development, or
3 commercial information, or

4 (ii) requires disclosure of an unretained expert's opinion or information not describing
5 specific events or occurrences in dispute and resulting from the expert's study made not at the
6 request of any party, the court may, to protect a person subject to or affected by the subpoena,
7 quash or modify the subpoena or, if the party in whose behalf is issued shows a substantial need
8 for the testimony or material that cannot be otherwise met without undue hardship and assures
9 that the person to whom the subpoena is addressed will be reasonably compensated, the court
10 may order appearance or production only upon specified conditions.

11 **(d) Duties in Responding to Subpoena.**

12 (1) A person responding to a subpoena to produce documents shall produce them as they
13 are kept in the usual course of business or shall organize and label them to correspond with the
14 categories in the demand.

15 (2) When information subject to a subpoena is withheld on a claim that it is privileged or
16 subject to protection as trial preparation materials, the claim shall be made expressly and shall be
17 supported by a description of the nature of the documents, communications, or things not
18 produced that is sufficient to enable the demanding party to contest the claims.
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