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United States District Court
District of South Dakota
Western Division

FILED

MAY 29 2009

[Signature]
CLERK

UNITED STATES OF AMERICA

SUBPOENA DUCES TECUM

v.

Case Number: CR. 07-50079-01 & 02

JOHN GRAHAM A/K/A JOHN BOY GRAHAM, and
VINE RICHARD MARSHALL, A/K/A RICHARD
VINE MARSHALL, A/K/A DICK MARSHALL

Type of Case	SUBPOENA FOR
<input type="checkbox"/> CIVIL <input checked="" type="checkbox"/> CRIMINAL	<input type="checkbox"/> PERSON <input checked="" type="checkbox"/> DOCUMENT(S) or OBJECT(S)

To: Dr. Robert C. Finley, M.D.
2929 ~~2025~~ Fifth Street, Suite 240
Rapid City, SD 57701
Fax: (605) 341-8692

YOU ARE HEREBY DIRECTED to provide the following records by May 28, 2009 to:

Michaele Sanders Hofmann
Costello Porter Hill Heisterkamp Bushnell & Carpenter
P. O. Box 290
704 St. Joseph Street
Rapid City, SD 57701
(605) 343-2410

- A. You are to produce any and all medical records concerning diagnosis, treatment and/or medical services provided to Theda Clarke, D.O.B. August 25, 1924, SSN 520-22-2155, now in your custody or under your control.

IF YOU HAVE NO DOCUMENTS RESPONSIVE TO THIS SUBPOENA, YOU SHALL NOTIFY MICHAELE SANDERS HOFMANN IN WRITING OF THAT FACT BY NO LATER THAN MAY 28, 2009

This subpoena shall remain in effect until you are granted leave to depart by the court or by an officer acting on behalf of the court.

U.S. Magistrate or Clerk of Court	DATE
JOSEPH HAAS, CLERK	May 15, 2009
(By) Deputy Clerk <i>[Signature]</i>	

This Subpoena is issued upon application of the:

Plaintiff Defendant U.S. Attorney

Questions may be addressed to:

Michaele Sanders Hofmann
 Costello Porter Hill Heisterkamp Bushnell & Carpenter
 PO Box 290
 704 St. Joseph St.
 Rapid City, SD 57709
 343-2410
 Email: mhofmann@costelloporter.com

RETURN OF SERVICE⁽¹⁾

RECEIVED BY SERVER	Date 5-20-09	Place RC, SD
SERVED	Date 5-20-09	Place 2929 5th St. Suite 240 605-341-3770
Served on (Print Name) Melissa Kelly		Fees and Mileage Tendered to Witness(2) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Amount \$ _____
Served By (Print Name) Paul Thelen		Title DUSM

STATEMENT OF SERVICE FEES

Travel	Services	Total


DECLARATION OF SERVER⁽²⁾

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

5-20-09

date



Signature of Server



Address of Server

Additional Information

- (1) As to who may serve a subpoena and the manner of its service see Rule 17(d), Federal Rules of Criminal Procedure, or Rule 45(c), Federal Rules of Civil Procedure.
 (2) "Fees and mileage need not be tendered to the deponent upon service of a subpoena issued on behalf of the United States or an officer or agency thereof (Rule 45(c), Federal Rules of Civil Procedure; Rule 17(d), Federal Rules of Criminal Procedure) or on behalf of certain indigent parties and criminal defendants who are unable to pay such costs (28 USC 1825, Rule 17(b) Federal Rules of Criminal Procedure)".