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Attorneys for STATE OF ARIZONA

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BY: V REISINGER

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA, Plaintiff, vs. STEVEN CARROLL DeMOCKER, Defendant.	No. P1300CR201001325 Division 1 CERTIFICATE OF JUDGE REQUESTING ATTENDANCE OF OUT-OF-STATE WITNESS

I, Gary E. Donahoe, Judge of the Superior Court of the State of Arizona, in and for the County of Yavapai, a Court of Record, DO HEREBY CERTIFY:

1. That on December 10, 2010 an Indictment, P1300CR201001325 was filed charging, STEVEN CARROLL DEMOCKER, with one (1) count First Degree Murder, a class 1 felony; one (1) count First Degree Burglary, a class 2 felony; two (2) counts Fraudulent Schemes and Artifices, class 2 felonies; one (1) count Conspiracy to Commit Fraudulent Schemes and Artifices, class 2 felony; two (2) counts of Forgery-Made, Completed or Altered a Written Instrument, class 4 felonies; one (1) count Fraudulent Schemes and Practices-Made / Used False Writing, class 5 felony; Tampering with Physical Evidence- Made / Produced/Offered, class 6 felony and one (1) count Contributing to Dependency or Delinquency of a Child, class 1 misdemeanor in P1300CR201001325.

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2. I am the presiding Judge in P1300CR201001325 and a jury trial is scheduled to begin on March 26, 2012.

3. The State has listed James DeMocker as a witness in its case in chief.

4. That in conjunction with said prosecution, there is now pending a deposition to commence on February 23, 2012, in Division 1, Yavapai County Superior Court in the State of Arizona in and for the County of Yavapai.

5. That the undersigned is informed by Affidavit of Jeffrey G. Paupore, Deputy County Attorney of the County of Yavapai, State of Arizona, of his request for attendance of an out-of-state witness in a deposition, to-wit: James R. DeMocker and that he be required to bring with him: 1) James R. DeMocker's complete file referring, relying, and or pertaining to all of the Yavapai County Superior Court Cases titled the *State of Arizona v. Steven DeMocker,* or any of his representatives including but not limited to: any and all records, correspondence, hand written and or electronic notes, emails, financial records, spread sheets, Excel calculations, Power(s) of Attorney, records from all financial institutions, credit card companies, loan companies, mortgage companies, UBS, vehicle loans/leases, dunning notices from collection agencies, fee agreements identifying or referring to John Sears, Larry Hammond, Anne Chapman, Osborn- Maledon, John DeMocker, Janice DeMocker, James DeMocker and/or Susan DeMocker, Robert Schmidt, Dan Wilson, Christopher Kottke, Katherine DeMocker and or Rich Robertson, correspondence from / to Hartford Insurance proceeds, spreadsheets for Probate estate of Virginia Carol Kennedy and payment of attorney fees by

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Janice DeMocker, John DeMocker, received or held by James DeMocker or someone on James DeMocker's behalf for Steven DeMocker from October 23, 2008 to today's date.

6. Said witness is alleged by the State of Arizona as a necessary and material and required to appear at said deposition commencing on February 23, 2012.

7. Upon information and belief, the witness's attendance will not cause undue hardship to said witness.

8. That the said witness will be required to travel a total of _2_ days and attend as a witness at said deposition for _1_ day making a total of _2_ days absence from his residence.

9. That said witness shall be provided a ticket for round trip air travel and the sum of $15.00 for necessary and reasonable travel expenses at either end of the flight, as required by A.R.S. 13-4093(C).

10. That the State of Arizona has enacted and is a party to the Uniform Act to Secure the Attendance of Witnesses From Without the State in Criminal Proceedings, pursuant to A.R.S. 13-4093.

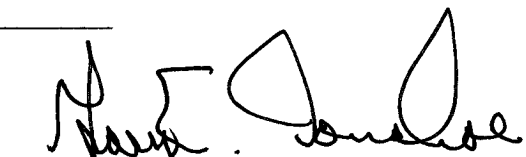
11. That if the said **JAMES R. DEMOCKER** comes into the State of Arizona in obedience to a subpoena *duces tecum* or summons directing him to attend and testify for the State of Arizona in the above entitled action the law of the State of Arizona (A.R.S. 13-4093) and of any other state through which said witness may be required to pass by the ordinary course of travel to attend the said deposition, will give him protection from arrest, or the service of process, either civil or

criminal, in connection with matters which arose before his entrance into said State of Arizona pursuant to said subpoena or summons.

12. That it is recommended that the witness not be taken into custody, but be permitted to voluntarily present himself.

13. That this Certificate is made for the purpose of being presented to a Judge of the Fairfax Circuit Court for the 19h Judicial Circuit, in and for the County of Fairfax, State of Virginia where the said witness now is residing upon proceedings to compel the said witness to attend and testify in said proceedings in Yavapai County, State of Arizona.

DATED: FEB. 3, 2012



Gary E. Donahoe
Judge of the Superior Court

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