

IN THE COUNTY COURT OF THE NINETEENTH JUDICIAL CIRCUIT
IN AND FOR OKEECHOBEE COUNTY, FLORIDA
CRIMINAL DIVISION

STATE OF FLORIDA,
Plaintiff,

CASE NO: 2007-CT-1985

vs.

JEFFREY JANSEN,
Defendant.

ORDER APPROVING SUBPOENA DUCES TECUM

THIS CAUSE came before the Court on the ____ day of _____ on the Defendant's Motion For Issuance Of Subpoena Duces Tecum to CMI, Inc., and the Court having reviewed said Motion and proposed subpoena, ^{and based upon state's response to similar motions} and being otherwise advised in the premises, does hereby approve said subpoena and directs the Clerk of Court to Issue a subpoena duces tecum in the form as the attached subpoena duces tecum. JS

DONE AND ORDERED in chambers in Okeechobee County Florida, this 28 day of March, 2008.



Honorable Jerald David Bryant
County Court Judge

cc: Ronald B. Smith, Esquire
Ellen Mancini, Assistant State Attorney

**IN THE COUNTY COURT OF THE NINETEENTH JUDICIAL CIRCUIT
IN AND FOR OKEECHOBEE COUNTY, FLORIDA**

STATE OF FLORIDA, CASE NO.: 2007-CT-1985
Plaintiff,

vs.

JEFFERY NORMAN JANSEN,
Defendant.

SUBPOENA DUCES TECUM WITHOUT DEPOSITION

THE STATE OF FLORIDA

TO: CMI, Inc. of Kentucky
By Serving: NRAI Services, Inc., Its Registered Agent
2731 Executive Park Drive, Suite 4
Weston, FL 33331

YOU ARE COMANDED TO APPEAR at the State Attorney's Office, 312 NW 3rd Street, Suite 260, Okeechobee, FL 34972 on **April 11, 2008 at 2:00 p.m.** and have with you at that time and place the following: **Any and all evidence existing in paper, electronic or other form of any and all source code(s) used in the Intoxilyzer 8000, software versions 8100.24, 8100.25, 8100.26 & 8100.27.** These items will be inspected and may be copied at that time. You will not be required to surrender the original items. You may comply with this subpoena by providing legible copies of the items to be produced to the attorney whose name appears on this subpoena on or before the scheduled date of production. You may condition the preparation of the copies upon the payment in advance of the reasonable cost of preparation. You may mail or deliver the copies to the attorney whose name appears on this subpoena and thereby eliminate your appearance at the time and place specified above. You have the right to object to the production pursuant to this subpoena at any time before production by giving written notice to the attorney whose name appears on this subpoena. **THIS WILL NOT BE A DEPOSITION; NO TESTIMONY WILL BE TAKEN.**

If you fail to: (1) appear as specified; or (2) furnish the records instead of appearing as provided above; or (3) object to this subpoena, you may be in contempt of Court. You are subpoenaed by the attorney whose name appears on this subpoena and unless excused from this subpoena by the attorney or the Court, you shall respond to this subpoena as directed.

Dated this 31 day of March 2008.

Attorney for the Defendant: **Ronald B. Smith, Esquire**
Address: **200 SW 9th Street, Okeechobee, FL 34974**

If you cannot afford to pay an attorney, call Florida Rural Legal Services at (772) 466-4766. The mailing address is 200 S. Indian River Drive, Suite 101, Ft. Pierce, FL 34948. An individual not eligible for free legal assistance may obtain a referral to an attorney by calling the Florida Bar Referral Service at (800) 342-8011. The mailing address for the Florida Bar Referral Service is 650 Apalachee Parkway, Tallahassee, FL 32399-2300.

If you are a person with disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Court Administration, 250 NW Country Club Drive, Suite 217, Port Saint Lucie, FL 34986, (772) 807-4370, within two (2) working days of your receipt of this Subpoena; If you are hearing impaired call 1-800-955-8771; If you are voice impaired, call 1-800-955-8770.

SHARON ROBERTSON, CLERK OF COURT

By: /s/ STASIA L. RHODEN
Deputy Clerk