

Criminal Subpoenas

RULES FOR USE

- Use this procedure when a motion is required under LCrR17.
- Direct any questions about this procedure to the Clerk's office at [918-699-4700](tel:918-699-4700).

INSTRUCTIONS

MOTIONS FOR WITNESS SUBPOENA UNDER LCrR17-1

Required Content.

None.

MOTIONS FOR DOCUMENT SUBPOENA UNDER LCrR17-2

Required Content.

A motion under LCrR17-2 shall include the following numbered paragraphs:

1. Specification of the material sought and an explanation as to its relevance and admissibility;
2. An explanation as to why the movant could not otherwise procure the material;
3. An explanation as to why the failure to obtain advanced production of such material may unreasonably delay the trial, hearing, or proceeding;
4. A showing that the motion is made in good faith and is not intended as a general “fishing expedition”;
5. A representation as to whether the material sought requires the production of personal or confidential information of a victim, and if so, stating that victim notice has been provided; requesting authority to provide victim notice; or setting forth exceptional circumstances that justify foregoing victim notification under Fed. R. Crim. P. 17(c)(3);
6. A stated justification for filing the motion ex parte, if applicable;
7. An explanation of the requested procedure for the time and place of production and inspection; and

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8. A representation as to whether the motion implicates “confidential records” under Okla. Stat. tit. 10A, § 1-6-102, or any other law governing production of confidential records, and whether the movant is requesting a specific order in conformity with those procedures.