

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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Plaintiff,

\_\_\_ Civ. \_\_\_\_\_ (     )

- against -

**ORDER**

Defendant.

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Upon reading and filing the affidavit of \_\_\_\_\_,  
dated \_\_\_\_\_, \_\_\_\_\_, and the exhibits annexed thereto, and it appearing that the  
testimony of \_\_\_\_\_, a resident of \_\_\_\_\_, as a  
witness is material and necessary to the issues of this action and that the testimony of a witness  
located within the United States of America may be taken by parties pursuant to a subpoena  
issued by the Clerk of Court,

NOW, upon motion of \_\_\_\_\_, by  
\_\_\_\_\_, attorneys for \_\_\_\_\_, for an order  
pursuant to Federal Rule of Civil Procedure 28(b) directing issuance of a letter rogatory for the  
taking of the deposition upon oral examination of \_\_\_\_\_, it is  
hereby ordered as follows:

1. The Clerk of this Court shall issue a letter rogatory for the taking of the  
deposition upon oral examination of \_\_\_\_\_ as a witness in this  
action.

2. The appropriate judicial authority in \_\_\_\_\_ is hereby authorized to take and report the deposition of \_\_\_\_\_ and shall have the power by virtue of the letter rogatory to administer any necessary oath and to take and report testimony.

SO ORDERED.

Dated: New York, New York  
\_\_\_\_\_, \_\_\_\_\_

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United States District Judge