

United States District Court

SOUTHERN

DISTRICT OF

CALIFORNIA

DAVID VALLADOLID, et al.,

DEPOSITION SUBPOENA

v.

CITY OF NATIONAL CITY, et al., CASE NUMBER: 88-0301-R (M)

SUBPOENA FOR

PERSON

DOCUMENT(S) or OBJECT(S)

TO: HERMAN BACCA
710 E 3rd Street
National City, CA

YOU ARE HEREBY COMMANDED to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case.

PLACE The Law Offices of Aguirre & Meyer
1060 Eighth Street, Suite 300
San Diego, CA 92101

DATE AND TIME
November 1, 1989
9:00a.m.

YOU ARE ALSO COMMANDED to bring with you the following document(s) or object(s):*

Please see attached DOCUMENTS TO BE PRODUCED

Please see additional information on reverse

Any subpoenaed organization not a party to this suit is hereby admonished pursuant to Rule 30(b)(6), Federal Rules of Civil Procedure, to file a designation with the court specifying one or more officers, directors, or managing agents, or other persons who consent to testify on its behalf, and setting forth, for each person designated, the matters on which he will testify or product documents or things. The persons so designated shall testify as to matters known or reasonably available to the organization.

U.S. MAGISTRATE OR CLERK OF COURT

WILLIAM W. LUDDE

(BY) DEPUTY CLERK

N. HERRERA



DATE

10-26-89

This subpoena is issued upon application of the:

Plaintiff Defendant U.S. Attorney

QUESTIONS MAY BE ADDRESSED TO:

McDermott, Will & Emery
2029 Century Park East, Ste. 3800
Los Angeles, California 90067-2917
213/277-4110

ATTORNEY'S NAME, ADDRESS AND PHONE NUMBER

*If not applicable, enter "none"

COPY

RETURN OF SERVICE (1)

RECEIVED BY SERVER	DATE	PLACE
SERVED	DATE	PLACE
SERVED ON (NAME)		FEES TENDERED <input type="checkbox"/> YES <input type="checkbox"/> NO AMOUNT \$ _____
SERVED BY	TITLE	
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER(2)		
<p style="text-align: center;">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.</p> <p>Executed on _____</p> <p style="margin-left: 100px;"><i>Date</i></p> <p style="margin-left: 300px;">_____</p> <p style="margin-left: 300px;"><i>Signature of Server</i></p> <p style="margin-left: 300px;">_____</p> <p style="margin-left: 300px;"><i>Address of Server</i></p>		
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 Procedures)".

DOCUMENTS TO BE PRODUCED

1
2 1. Any and all documents which concern official
3 discrimination by National City that affects the rights of
4 black or Hispanic citizens in National City to register, to
vote, or otherwise to participate in the democratic process.

5 2. Any and all documents which relate to or discuss the
6 extent to which voting in elections in National City is
7 racially polarized.

8 3. Any and all documents which address National City's
9 use of voting practices or procedures that may enhance the
opportunity for discrimination against black or Hispanic citizens

10 4. Any and all documents which concern the exclusion of
11 black or Hispanic candidates from candidate slating processes
12 in National City.

13 5. Any and all documents that address discrimination
14 against black or Hispanic citizens in National City in such
areas as education, employment and health.

15 6. Any and all documents that address the use of racial
16 appeals in National City elections.

17 7. Any and all documents concerning the extent to which
18 black or Hispanic candidates have been elected to public office
in National City.

19
20 8. Any and all documents that concern National City's
21 responsiveness to the needs and concerns of its black or
Hispanic citizens.

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23 6803W
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PLAINTIFF/PETITIONER: LUIS PLANAS	CASE NUMBER:)
DEFENDANT/RESPONDENT: LA PRENSA MUNOZ, et al.	584197)

PROOF OF SERVICE OF CIVIL SUBPENA

1. I served this Subpena Subpena Duces Tecum and supporting affidavit by personally delivering a copy to the person served as follows:

- a. Person served (name): *HERMAN BACH*
- b. Address where served: *710 E. 3rd STREET*
- c. Date of delivery: *Nov. 29, 1989*
- d. Time of delivery: *2:00*
- e. Witness fees (check one):
 - (1) were offered or demanded and paid. Amount: \$ _____
 - (2) were not demanded or paid.
- f. Fee for service: \$ _____

2. I received this subpena for service on (date): *Nov 29, 1989*

3. Person serving:

- a. Not a registered California process server.
- b. California sheriff, marshal, or constable.
- c. Registered California process server.
- d. Employee or independent contractor of a registered California process server.
- e. Exempt from registration under Bus. & Prof. Code section 22350(b).
- f. Registered professional copier.
- g. Exempt from registration under Bus. & Prof. Code section 22451.
- h. Name, address, and telephone number and, if applicable, county of registration and number:

CHARL VILLASANO
7801 MISSION CENTER COURT
SAN DIEGO, CA 92108

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: *Nov. 29, 1989*

(For California sheriff, marshal, or constable use only)
 I certify that the foregoing is true and correct.

Date:

Char Villasoan

(SIGNATURE)

(SIGNATURE)

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name and Address): BERNARD R. LAFER, ESQ. (619) 298-1969 7801 Mission Center Court Suite 200 San Diego, CA 92108		FOR COURT USE ONLY
ATTORNEY FOR (Name): Defendants		
NAME OF COURT: SUPERIOR COURT OF CALIFORNIA STREET ADDRESS: 220 W. Broadway MAILING ADDRESS: CITY AND ZIP CODE: San Diego, CA 92101 BRANCH NAME:		
PLAINTIFF/PETITIONER: LUIS PLANAS DEFENDANT/RESPONDENT: LA PRENSA MUNOZ, et al.		
CIVIL SUBPENA <input checked="" type="checkbox"/> Duces Tecum		CASE NUMBER: 584197

THE PEOPLE OF THE STATE OF CALIFORNIA, TO (name):

Herman Baca

1. YOU ARE ORDERED TO APPEAR AS A WITNESS in this action as follows unless you make a special agreement with the person named in item 3:

a. Date: December 14, 1989 Time: 9:00 a.m. Dept./Div.: 1 Room.:
 b. Address: 220 W. Broadway, San Diego, California

2. AND YOU ARE

- a. ordered to appear in person.
 b. not required to appear in person if you produce a true, legible, and durable copy of the records described in the accompanying affidavit as follows: (1) place the copy of the records in an envelope (or other wrapper) and seal it; (2) attach a copy of this subpoena to the envelope or write on the envelope the case name and number, name of the witness and date and time from item 1 above; (3) place this first envelope in an outer envelope or wrapper, seal it, and mail it to the clerk of the court at the address in item 1.
 c. ordered to appear in person and to produce the records described in the accompanying affidavit. The personal attendance of the custodian of records or other qualified witness and the production of the original records is required by this subpoena. The procedure authorized pursuant to subdivision (b) of section 1560, and sections 1561 and 1562, of the Evidence Code will not be deemed sufficient compliance with this subpoena.

3. IF YOU HAVE ANY QUESTIONS ABOUT WITNESS FEES OR THE TIME OR DATE FOR YOU TO APPEAR, OR IF YOU WANT TO BE CERTAIN THAT YOUR PRESENCE IS REQUIRED, CONTACT THE ATTORNEY REQUESTING THIS SUBPENA, NAMED ABOVE, OR THE FOLLOWING PERSON, BEFORE THE DATE ON WHICH YOU ARE TO APPEAR:

a. Name: Bernard R. Lafer b. Telephone number: 298-1969

4. **Witness Fees:** You are entitled to witness fees and mileage actually traveled both ways, as provided by law, if you request them at the time of service. You may request them before your scheduled appearance from the person named in item 3.

5. You are ordered to appear in this civil matter in your capacity as a peace officer or other person described in Government Code section 68097.1.

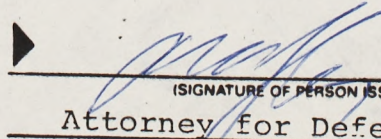
Date: _____ Clerk, by _____, Deputy

DISOBEDIENCE OF THIS SUBPENA MAY BE PUNISHED AS CONTEMPT BY THIS COURT. YOU WILL ALSO BE LIABLE FOR THE SUM OF FIVE HUNDRED DOLLARS AND ALL DAMAGES RESULTING FROM YOUR FAILURE TO OBEY.

Date issued: November 27, 1989

BERNARD R. LAFER

(TYPE OR PRINT NAME)


 (SIGNATURE OF PERSON ISSUING SUBPENA)
 Attorney for Defendants
 (TITLE)

(See reverse for proof of service)