

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF MISSOURI
WESTERN DIVISION**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	No. 11-00046-02-CR-W-ODS
)	
JOHNNY ERWIN SMITH,)	
)	
Defendant.)	

**GOVERNMENT’S MOTION FOR
WRIT OF HABEAS CORPUS AD PROSEQUENDUM**

The government respectfully requests this Court to order the Clerk to issue a Writ of Habeas Corpus Ad Prosequendum in the above-entitled case. The government requests that the Writ command the, Superintendent of the Buchanan County Detention Center, to deliver to the custody of the United States Marshal, the defendant, JOHNNY ERWIN SMITH (D.O.B. 11/19/1966), so that he may appear in the above-entitled case in accordance with the laws of the United States, and after having so appeared, to be returned to the aforementioned custody as directed by this Court. In support of this request, the United States avers the following:

I. SUGGESTIONS IN SUPPORT

1. Defendant is presently incarcerated at the Buchanan County Detention Center, St. Joseph, Missouri.
2. Defendant was charged by grand jury indictment with conspiracy to distribute methamphetamine in an amount of 500 grams or more, on March 1, 2011.
3. Defendant does not have a scheduled court appearance.

II. CONCLUSION

WHEREFORE, the government respectfully requests this Court order the Clerk to issue a Writ of Habeas Corpus Ad Prosequendum in the above entitled case.

Respectfully submitted,

Beth Phillips
United States Attorney

By */s/ Bruce Rhoades*

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