IN THE CIRCUIT COURT OF HARDIN COUNTY, TENNESSEE AT SAVANNAH

ZACHARY RYE ADAMS,	
PETITIONER,	*))
v.) Case No. 17-CR-10-PC
STATE OF TENNESSEE,) FILED 14 DAY OF FUS 2015 AT 2 AM FM
RESPONDENT.) BY TUM WIJL DEPLY CLERK

ORDER FOR WRIT OF HABEAS CORPUS AD TESTIFICANDUM

This matter came to be heard upon the Petitioner, ZACHARY RYE ADAMS', request for a Writ of Habeas Corpus ad Testificandum, pursuant to his Petition for Post Conviction Relief. Pursuant to T.C.A. §41-21-305 and 28 C.F.R. §527.31 (2025), this Court finds the Petitioner's request well taken and finds and Orders as follows:

- 1. Jason Autry (hereinafter, "Mr. Autry" or "witness") Register No. 25371-076, who is currently incarcerated at the United States Penitentiary McCreary (hereinafter, "USP McCreary") located in Pine Knot, Kentucky, is a material witness for the Petitioner in this matter, and his testimony is necessary for the evidentiary hearing currently set for March 18, 2025. As such, Mr. Autry is beyond the jurisdiction of this Court and cannot be subpoenaed pursuant to Rule 17 of the Tennessee Rules of Criminal Procedure.
- 2. The Petitioner is indigent within the meaning of the law and cannot pay the costs of having Mr. Autry brought to Hardin County, Tennessee, and returned to

the USP McCreary. Therefore, all necessary and proper costs associated with the transportation of Jason Autry as well as the detention and housing of the witness must be paid by the State of Tennessee and adjudged as costs against the Petitioner.

- Pursuant to T.C.A. §41-21-305 and 28 C.F.R. §527.31 (2025), the Clerk of this Court shall issue this Writ of Habeas Corpus ad Testificandum to the Warden, Christopher Gomez, of USP McCreary 330 Federal Way, Pine Knot, KY 42635, to bring the witness, Jason Wayne Autry (Register No. 25371-076), to Hardin County, Tennessee and place him in the custody of the Sheriff of Hardin County, Tennessee to be housed in the Hardin County Jail to appear before this Court on March 18, 2025 at 8:30 a.m., as a material witness in the above-entitled cause.
- Immediately following Mr. Autry's testimony, the Sheriff of Hardin 4. County, Tennessee shall return Mr. Autry to the exclusive custody of the warden of the USP McCreary in Pine Knot, Kentucky.

IT IS SO ORDERED this the 14th February DAY OF 2025.

APPROVED FOR ENTRY:

/s/ Douglas Thompson Bates, IV (w/permission by C.Etue)
DOUGLAS THOMPSON BATES, IV (#027089)

ATTORNEY FOR ZACHARY RYE ADAMS

BATES & BATES LAW OFFICE

406 W. PUBLIC SQ., 2ND FLOOR, BATES BUILDING

P.O. BOX 1

CENTERVILLE, TN 37033

TEL: 931-729-4085

FAX: 931-729-9888

EMAIL: dtbates4@bates.law

CRYSTAL M. ETUE (# 035999)

CO-COUNSEL FOR ZACHARY RYE ADAMS

LAW OFFICES OF CRYSTAL ETUE, PLLC

219 3rd Ave. North Franklin, TN 37064

Telephone: (615) 721-7983 Email: crystal@etuelaw.com

CERTIFICATE OF SERVICE

The undersigned certifies that he has on the <u>13th</u> day of <u>February</u> 2025, sent a true and correct copy of the following to the person(s) listed below in compliance with the Tennessee Rules of Civil Procedure, Rules 5 and/or 5A, by the following indicated method(s):

ADA Amy Weirich — <u>apweirich@tndagc.org</u> ADA Christopher Boiano — cvboiano@tndagc.org

Email Only