SAMPLE MANDATE OF COMMITMENT #2

(Subpoena Duces Tecum)

	State of New York, Supreme Court,		
	County,		,, New York,, 20
	on the _	day of	, 20
DDECENT. Hon			
PRESENT: Hon Justice of the Supreme Court			
Justice of the Supreme Court			
	X		
IN THE MATTER OF THE APPLICATION			
OF, SPECIAL			
ASSISTANT ATTORNEY GENERAL FOR			
MEDICAID FRAUD CONTROL FOR AN			
ORDER ADJUDGING			
ANDAND			
GROUP, INC., IN CONTEMPT OF COURT			
PURSUANT TO SECTIONS 750(A)(3) AND	: MANDA		
751 OF THE JUDICIARY LAW FOR THEIR		TMENT FOR	
WILLFUL DISOBEDIENCE AND WILLFUL	CRIMIN	IAL CONTEMP	T'
RESISTANCE TO THE LAWFUL MANDATES			
OF THE COURT, AND COMMITTING			
AND			
TO JAIL FOR A PERIOD NOT TO EXCEED	DIDEN	NH MAREN	
THIRTY DAYS, AND/OR FINING	: INDEX	NUMBER	
ANDAND			
AND GROUP, INC., D/B/A			
MEDICAL CENTER, INC., EACH A SUM OF MONEY NOT TO EXCEED			
\$1,000,	•		
\$1,000,			
, Petitioner,			
, returner,			
-against-			
ugumst			
AND			
ANDGROUP, INC. D/B/A			
MEDICAL CENTER, INC.,	:		
Respondent.	:		
	X		
PETITIONER, Special Assistant Attorney	General	,	having moved by orders
to show cause dated and, 20, for	r an order purs	suant to Sections	5 /50(A)(3), (4) and /51
of the Judiciary Law, adjudging respondents, MEDICAL CENTER, INC	'1, C	_ and	_ GROUP, INC., D/B/A
MEDICAL CENTER, INC	., guilty of	Criminal Cont	empt for their willful
disobedience to, and resistance willfully offered transpondents to itsilf for a period not to avoid thir			
respondents to jail for a period not to exceed thir money not to exceed one thousand dollars (\$1,000)		na/or mining res	pondents each a sum of
money not to exceed one mousand donars (\$1,000)	,		

NOW, upon reading and filing the orders to show cause dated and, 20,
and the supporting affirmations of Special Assistant Attorney General attache
thereto, the affirmations of, ESQ., and, ESQ., dated
20 , the order to show cause (, J.) and supporting affidavit of
dated, 20, and
HAVING conducted hearings on and 20
HAVING conducted hearings on,, and, 20_ and having heard the Special Assistant Attorney General for petitioner and, ESQ
and, ESQ., for respondents, it is
ORDERED AND ADJUDGED that respondent and respondent
GROUP, INC., D/B/A MEDICAL CENTER, INC., be and hereby are found guilty of
Criminal Contempt pursuant to Sections 750(A)(3), (4) and 751 of the Judiciary Law for their willful
disobedience to, and resistance willfully offered to, the lawful mandates of the court, to wit: (1)
County Grand Jury Subpoena <i>Duces Tecum</i> dated, 20 (attached hereto an
incorporated by reference), commanding them on, 20, to bring, produce and leave befor
said Grand Jury "All Documents Listed in Attached Schedule 'A," corporate and required to be kept b
law for the period, 20 to present; and (2) an order of the Supreme Court, Count
(, J.) dated, 20 (attached hereto and incorporated by reference), commandin
them forthwith to provide said Grand Jury with all the subpoenaed material commanded by said subpoen
duces tecum of said Grand Jury dated, 20 Having been duly and properly served with the
above court mandates respondents, and GROUP, INC., D/B/A
MEDICAL CENTER, INC., willfully disobeyed said mandates and willfully offere
resistance to said mandates by knowingly, intentionally, willfully and deliberately refusing to bring
produce, provide and leave the aforesaid documents, production of which was commanded by said Gran
Jury subpoena duces tecum and forthwith court order dated and, 20_
respectively, AND IT IS
ORDERED AND ADJUDGED that respondents, and GROUP
INC., D/B/A MEDICAL CENTER, INC., are found guilty of Criminal Contemp
pursuant to §§ 750(A)(3), (4) and 751 of the Judiciary Law, AND IT IS THEREFORE
porcount to 33 /e o(12)(e), () and /e 1 of an evaluarly 2 and, 11 12 11 13
ORDERED AND ADJUDGED that respondent,, as punishment for sai
Criminal Contempt be imprisoned by the Department of Correction for a period of thirt
(30) days and fined the sum of one thousand (\$1,000) dollars, AND IT IS
ORDERED AND ADJUDGED that respondent, GROUP, INC., D/B/A
MEDICAL CENTER, INC., as punishment for said Criminal Contempt be fined the sum of one thousan
(\$1,000) dollars, AND IT IS
ORDERED that the Mandate of Commitment is stayed until 9:30 am,,, 20
at which time said stay will automatically expire and respondent shall appear befor
this court for the purpose of surrender and commencement of punishment.
, 20
ENTER:
[Name]
Justice of the Supreme Court