

# Subpoena for Production

To: **The Proper Officer, PhonePlus Pty Ltd**  
of: **1091 George Street, Sydney NSW 2000**

You are required to attend and produce this subpoena and such of the documents and things described in the schedule as are in your possession or control:

- (a) before the Court;
- (b) at **Waverley Local Court, 151 Bronte Road, Waverley NSW 2024**
- (c) on **20 January 20XX**

and until you are excused from further attending; but

- (i) you need not attend or produce any document on any day unless reasonable expenses have been paid or tendered to you; If you are requested to produce to the Court by a police officer or public officer, the costs of production may be reimbursed to you after the date of production.
- (ii) you need not comply with this subpoena if it is served on you after: **12 January 20XX**
- (iii) if you are not a party to these proceedings, instead of so attending you may produce this subpoena and such of the documents and things described in the schedule as are in your possession or control to the registrar of this court not later than the day before the first day on which you are required to attend.

## Schedule

1. **A copy of all documents relating to all incoming and outgoing telephone calls, for mobile phone number 04XX XXX XXX, for the period 1 January 20XX to 7 December 20XX.**
2. **A copy of all documents relating to all incoming and outgoing text messages, for mobile phone number 04XX XXX XXX, for the period 1 January 20XX to 7 December 20XX.**

Parties: **Elizabeth Smith v Gary Smith**  
Proceedings: **Application for ADVO**

This subpoena is issued on behalf of the **defendant**

Contact details: **Gary Smith**  
**47 Wensleydale Avenue, Greenacre NSW 2190**  
**0499 222 333**

This subpoena was issued by:

Name: **R. Beston**

Address: **Waverley Local Court, 151 Bronte Road, Waverley 2024**

Registrar

Date: **7 December 20XX**

SAMPLE

Notes:

1. A public officer or police officer commencing proceedings may sign and issue a subpoena.
2. A registrar may issue a subpoena at the request of any other party to proceedings.
3. Where this subpoena requires you to produce a document, you may comply with the subpoena by producing a **clean sharp photocopy** of the document.
4. If you do not comply with this subpoena you may be arrested.
5. The person who produces a document pursuant to a subpoena must advise the registrar as to whether the document is an original document or a copy and must elect whether the document is to be disposed of by registrar or returned to the person.

Election by named in Subpoena on return of documents

The document is (tick one):

- An original  
 A copy

I elect to have the documents (tick one):

- Returned to me  
 Disposed of by a Registrar

Signed:

Date:

Name:

Address:

### Statement of Service

I **Anton Fisher** of **536 Bridge Street, Sydney, Process Server**

I am aged 16 years or more.

I did serve a copy of this subpoena on the witness on **08/01/20XX** by delivering a copy: **by express post to the registered office of PhonePlus.**

Signed: **A. Fisher**

Name: **Anton Fisher**

Witness: **L. Nile**

Name: **Liam Nile**