

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

MOHAMED A. EL-TABECH,	)	
	)	Case No.: 4:04CV3231
Plaintiff,	)	
	)	
v.	)	APPLICATION FOR WRIT OF
	)	HABEAS CORPUS AD
HAROLD W. CLARKE, ET AL.	)	TESTIFICANDUM
	)	
Defendants.	)	
	)	
	)	

Plaintiff Mohamed A. El-Tabech (“Mohamed”) hereby moves this Court pursuant to 28 U.S.C. §§ 2241(c)(5) and respectfully requests that the Court grant his application for a writ of habeas corpus ad testificandum. In support of this Motion, Mohamed states as follows:

1. Mohamed has been incarcerated in the Tecumseh State Correctional Institution since July 18, 2002. He filed this action on June 28, 2004.
2. The Amended Complaint in this action contains claims for prospective injunctive relief and for damages under the Religious Land Use and Institutionalized Persons Act, the First Amendment to the U.S. Constitution, and the Fourteenth Amendment to the U.S. Constitution.
3. Mohamed is the primary witness regarding the claims contained in the Amended Complaint. Mohamed’s ability to present his testimony is necessary and crucial to each of the claims presented in the Amended Complaint.
4. Mohamed is indigent and is unable to work due to his classification status (Filing #2). This Court granted him leave to proceed *in forma pauperis* on July 14, 2004 (Filing #5).



**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 10<sup>th</sup> day of May, 2007, the foregoing document was electronically filed using the CM/ECF system which sent notification of the filing to the following:

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/s/ Marnie A. Jensen