

联邦地区法院
美国纽约南区

美利坚合众国，

原告，

诉，

郭文贵，

被告。

案件号码： 23-CR-118 (AT)

尼基-戴维斯的声明

我，妮基-戴维斯（Nickie Davis），声明如下：

1. 我已满 18 岁，我不是上述案件中的当事人。以下事实是我个人的亲身经历，以及如果被传唤作为证人，我可以并将胜任地作证。我提交本声明以支持我撤销 2024 年 5 月 15 日送达给我的出庭传票的动议。
2. 我是夏威夷州的居民，目前在加利福尼亚州洛杉矶市洛杉矶县居住，处于美国监狱局的监管之下。
3. 2024 年 5 月 2 日，我从檀香山联邦拘留中心获释，目前居住在位于加利福尼亚州洛杉矶市哈罗德街 5520 号的一个重新融入社区的家庭住所。

4. 2024年5月15日，我收到被告郭文贵送达的传票，要求我于2024年5月22日在纽约南区法院出庭。此外，传票还要求我在出庭时提交文件。传票的真实和正确副本附在本声明之后，作为附件A。

5. 我对郭文贵案件没有任何了解，也不认为我拥有他所要求的文件。

6. 纽约南区法院距离我在加利福尼亚州洛杉矶的居住地超过100英里，我在纽约没有任何业务，也不在纽约从事任何业务。

7. 因为我仍然处于监狱局的监管之下，我不能自由旅行，因为我需要遵守严格的旅行协议和要求，更不用说出州旅行了。

8. 据我所知，郭先生和他的律师都没有联系过BOP，要求获得离开纽约州并在纽约法院出庭的许可。

9. 此外，由于我已被监禁近一年，我没有能力购买前往纽约的临时机票，支付住宿和餐饮费用。这样的费用将是巨大的，因为我不知道我需要在纽约停留多长时间，以等待在一个我完全不了解的审判中作证。因此，被迫在纽约出庭将是不适当的负担，完全是一种骚扰。

10. 基于上述理由，我请求撤销出庭传票。

根据美利坚合众国法律，我在作伪证的处罚下声明上述内容真实无误

日期：2024年5月21日

谨此呈交，

/s/ 妮基-戴维斯

妮基-戴维斯

【中文翻译 仅供参考】

案件号 1:23-cr-00118-AT 文件号 360 提交日期 05/28/24 页数 3/5

哈罗德路 5520 号

加州洛杉矶 90028

自诉

附件 A

AO 89 (Rev. 08/09) Subpoena to Testify at a Hearing or Trial in a Criminal Case

UNITED STATES DISTRICT COURT
for the
Southern District of New York

United States of America
v.
Miles Guo, et al.)
Defendant))
Case No. 23-cr-00118 (AT)

SUBPOENA TO TESTIFY AT A HEARING OR TRIAL IN A CRIMINAL CASE


To: Nickie Lum Davis
5520 Harold Way
Los Angeles, CA 90028

YOU ARE COMMANDED to appear in the United States district court at the time, date, and place shown below to testify in this criminal case. When you arrive, you must remain at the court until the judge or a court officer allows you to leave.

Place of Appearance: Hon. Analisa Torres 500 Pearl St. New York, NY 10007	Courtroom No.: 15D
	Date and Time: 05/22/2024 9:00 am

You must also bring with you the following documents, electronically stored information, or objects (*blank if not applicable*):
The email sent on May 22, 2017 from nickielumdavis@gmail.com to rbroidy5@gmail.com and BCCing elliot@broidy-capital.com with subject "explanation of legal issue attached - for colfax" including the attachment, "EXPLANATION OF LEGAL ISSUE.docx"; the full text of an email sent on May 28, 2021 from nickielumdavis@gmail.com to rosen@colfaxlaw.com BCCing elliot@broidy-capital.com with subject line "please see below -"; the email sent on June 27, 2017 from nickielumdavis@gmail.com to elliot@broidy-capital.com with subject line "Memo" including any attachments thereto; the email sent on May 12, 2017 from prasmichel@gmail.com to nickielumdavis@gmail.com containing a link to an article concerning Guo Wengui; and all documents and communications related to the foregoing.

Date: 05/13/2024

CLERK OF COURT

Signature of Clerk or Deputy Clerk

The name, address, e-mail, and telephone number of the attorney representing (name of party) Miles Guo, who requests this subpoena, are:
Sidhardha Kamaraju, Esq., Pryor Cashman LLP, 7 Times Square, New York, New York 10036, (212) 421-4100, skamaraju@pryorcashman.com

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PROOF OF SERVICE

This subpoena for *(name of individual and title, if any)* _____
was received by me on *(date)* _____.

I served the subpoena by delivering a copy to the named person as follows: _____
_____ on *(date)* _____; or

I returned the subpoena unexecuted because: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____.

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00.

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc: