

1 IN THE CIRCUIT COURT OF THE STATE OF OREGON
2 FOR THE COUNTY OF YAMHILL

3
4 State of Oregon)

)
5 Plaintiff,)

6 v.)

7)
8 Case No.: _____)

9)
10 Defendant(s).)

**DEFENDANT'S MOTION AND ORDER
OF DISMISSAL DUII DIVERSION**

11
12 MOTION: The above-named defendant hereby moves that the above-captioned matter be dismissed. In
13 support thereof, defendant certifies that he or she has:

- 14 • Successfully completed the DUII diversion program.
- 15 • Not violated any of the restrictions of the diversion period of one year.
- 16 • Paid all court fees and costs of treatment.
- 17 • Not been arrested or charged in any other court with DUII or a comparable offense in this or
- 18 another state.
- 19 • Is otherwise qualified to have this case dismissed pursuant to ORS 813.250.

20
21 A copy of this motion will be served upon the district attorney at the time of filing of this motion with
22 the understanding that if the district attorney objects, said objection will be filed with the court within 14
23 days of service of the motion. If there is an objection, the motion will be set for a hearing and defendant
24 will appear. If there is no objection, the motion will be considered without a hearing.
25

26
27
28 _____
Date

Signature of defendant

29 Subscribed and sworn before me on the _____

30 day of _____ 2 _____

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34 _____
35 Signature of notary public

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_____)
Court Stamp or Notary Public Stamp

IT IS THEREFORE ORDERED that the above-entitled matter hereby is DISMISSED with prejudice.

IT IS FURTHER HEREBY ORDERED that security, if any, being held in the above-entitled matter be
and the same hereby is EXONERATED or applied to obligations in this or other cases before the court.

44 _____
Date

Signature of Circuit Court Judge

45
46 cc: District Attorney; Yamhill County Defenders