

INSTRUCTIONS FOR FILING A PRO SE MOTION

Notice to defendant: the court cannot have ex parte communication with you. Ex parte communication occurs when you contact the court without giving notice to the other party of the nature of the contact. In a criminal case, the other party is the state of Oregon who is represented by the Malheur County District Attorney's office.

After filling out the above case title and the below "motion" portion of this document, it will be your responsibility to have the state fill out the "state's position" portion of this document. Only after both portions have been completed will the court accept filing of this document. This document can be submitted by either you or the state once it is completed.

After filling out the "motion" portion, you can submit this document to the district attorney's office in person or by mail at: Malheur County District Attorney, 251 B Street West #6, Vale, OR 97918. You can contact them at 541-473-5127 if you have any questions.

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MALHEUR**

STATE OF OREGON,

Case No. _____

vs.

_____,
Defendant.

PRO SE MOTION:

- REDUCE TO MISDEMEANOR
- REDUCE TO VIOLATION
- TERMINATE PROBATION
- MODIFY CONDITIONS OF BENCH PROBATION
- CONTINUE COURT DATE
- OTHER: _____

NOW COMES the above-named defendant and motions the court to:
Terminate defendant's bench probation, defendant having completed all conditions.

- Reduce count _____ of the above-entitled case to a Class A Misdemeanor.
- Reduce count _____ of the above-entitled case to a Class A Violation.
- Continue the _____ hearing currently set for

_____, 20____.
The defendant requests the hearing be continued for a minimum of_____.
Modify the conditions of bench probation or other as follows: _____

_____.
The defendant believes there is good cause to grant the above request because: _____

DATED _____.

Defendant's Signature

Print Name

Mailing Address

City/State/Zip

Telephone Number: (_____)_____

Email Address

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MALHEUR**

STATE OF OREGON,

Case No. _____

vs.

_____,
Defendant.

STATE'S RESPONSE:

- REDUCE TO MISDEMEANOR
- REDUCE TO VIOLATION
- TERMINATE PROBATION
- MODIFY CONDITIONS OF BENCH PROBATION
- CONTINUE COURT DATE
- OTHER: _____

The State, by and through the Malheur County District Attorney, hereby:

- Does not oppose the defendant's request.
- Opposes the defendant's request.
- Other: _____.

DATED _____.

Deputy District Attorney

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF MALHEUR**

STATE OF OREGON,

Case No. _____

vs.

ORDER TO:

- TERMINATE PROBATION
- MODIFY CONDITIONS OF BENCH PROBATION
- CONTINUE COURT DATE
- OTHER: _____

_____,
Defendant.

JUDGMENT:

- REDUCE TO MISDEMEANOR
- REDUCE TO VIOLATION

ORDER:

IT IS HEREBY ORDERED:

- Defendant's bench probation is terminated successfully unsuccessfully.
- Defendant's bench probation is modified as follows: _____
_____.
- Hearing currently set for _____ is continued to _____.
- Set for hearing: _____.
- Defendant's Motion is DENIED.
- Other: _____.

JUDGMENT:

NOW, THEREFORE, the Court hereby finds good cause to grant a reduction and, thus, enters a Judgment for Defendant's conviction as to:

- Count _____ of the above-entitled case as a Class A Misdemeanor.
- Count _____ of the above-entitled case as a Class A Violation.

DATED _____.

- _____
 Lung S Hung, Circuit Court Judge
 Erin K Landis, Circuit Court Judge