

IN THE CIRCUIT COURT OF THE STATE OF OREGON  
FOR THE COUNTY OF \_\_\_\_\_  
CITY OF \_\_\_\_\_

State of Oregon

Case No: \_\_\_\_\_

v.

**MOTION TO VACATE USE OF IID AS  
CONDITION OF DIVERSION  
AGREEMENT,  
and DECLARATION IN SUPPORT**  
*DUII Diversion*

\_\_\_\_\_  
Defendant

**MOTION**

I am the defendant in this case. I ask the court to vacate the condition of my diversion agreement requiring me to install and use an approved ignition interlock device.

---

---

**DECLARATION IN SUPPORT**

**I qualify for a medical exemption under Oregon Department of Transportation rules (see the medical exemption form provided)**

**OR**

**All of the following conditions are true:**

- I installed an approved IID in accordance with the diversion agreement I entered into on (date): \_\_\_\_\_
- I used the approved IID for at least 6 consecutive months since the date of installation, which was (date) \_\_\_\_\_
- I submitted to the court a certificate from the IID service provider that the device has not recorded a negative report for at least 6 months
- I have entered into and am in compliance with any treatment I may have been required to participate in as a condition of my diversion agreement
  - I have attached the required letter signed by a treatment counselor from the treatment program confirming that I am in compliance with the program

**Other information:** \_\_\_\_\_

**I hereby declare that the above statements are true to the best of my knowledge and belief. I understand they are made for use as evidence in court and I am subject to penalty for perjury.**

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Name (printed)

\_\_\_\_\_  
Address

\_\_\_\_\_  
City/State/Zip

\_\_\_\_\_  
Phone