

STATE'S STANDING MOTION TO DISMISS CERTAIN VIOLATIONS

To the Honorable Judge of Said Court,

Comes now, the State of Texas, by and through its prosecuting attorney, and respectfully asks this Court upon receiving a completed, sworn to affidavit for taking responsibility on a parking citation, that the court forward the original parking citation to the prosecuting attorney for dismissal and refile the case under the individual taking responsibility for the parking citation.

Comes now, the State of Texas, by and through its prosecuting attorney, and respectfully asks this Court to dismiss certain citations for the below violations upon presentation of the applicable evidence:

Failure to Maintain Financial Responsibility, Transportation Code 601.051, 601.053, 601.191 & 601.195 – The State hereby moves that upon presentation of evidence showing that the defendant and/or vehicle were covered at the time of the alleged offense and upon verification, the Court shall dismiss those citations.

Failure to Display Driver's License, Transportation Code 521.025 – The State hereby moves that upon presentation of evidence showing that the defendant possesses a driver's license issued to that person, appropriate for the vehicle operated and valid at the time of the alleged offense, the Court shall dismiss those citations.

Failure to Display Disabled Placard, Transportation Code 681.011 – The State hereby moves that upon presentation of evidence showing a disabled parking license plate or placard issued to a defendant and/or the vehicle operated on the date of the alleged offense which was valid on the date of the alleged offense, the Court shall dismiss those citations.

No Driver's License, Transportation Code 521.021(b) – The state hereby moves that upon presentation of evidence showing a valid and effective driver's license issued to a defendant, valid at the time of the violation, and was a first-time offense, the court shall dismiss those citations.

Unapproved window tint, Transportation Code 547.101 – The state hereby moves that upon the defendant's presentation of evidence showing the unapproved window tint has been removed from the vehicle listed on the citation, within 20 working days of the offense, the court shall dismiss those citations.

The State further respectfully requests that this Standing Motion be uniformly applied to all such cases described herein. Wherefore, the State of Texas, by and through its prosecuting attorney, prays that this Court order all cases subject to this Standing Motion be dismissed for the above-stated reasons.

Respectfully Submitted,



Erin Higginbotham
Prosecuting Attorney
City of Bastrop
Bastrop County, Texas

COURT ORDER

The foregoing motion having been presented to me on this day and the same having been considered, it is therefore ORDERED, ADJUDGED, and DECREED that said above shall be dismissed upon successful.

Signed and ordered on 03/12/2024



Municipal Court Judge

