

IN THE MAGISTRATE COURT OF _____ COUNTY, WEST VIRGINIA

State of West Virginia
v.

Defendant

Case No. _____

Citation No.: _____

Date Issued: _____

Issuing Officer: _____

Nature of Violation(s): _____

MOTION: To Dismiss Traffic Citation

As the defendant in the above-styled case, I hereby move or request that the court dismiss the above-referenced citation involving a minor traffic or Chapter 20 offense based upon the following grounds:

Date

Signature of Defendant

NOTICE: Intent to Consider Motion to Dismiss

TO: Prosecuting Attorney of _____ County, West Virginia

Please take notice that a motion to dismiss a traffic citation has been filed with this court pursuant to Rule 7(d) of the Rules of Criminal Procedure for Magistrate Courts. Unless objection is made within 10 days of delivery of this notice, the Court will consider the motion and dismiss the citation if, under the circumstances, it is the most just disposition of the matter.

If timely objection is made, the Court will take no further action on the motion to dismiss and the case will proceed to hearing or trial.

Date

Magistrate