

STANDING MOTION NO. 1

MOTION TO DISMISS CERTAIN DELAYED COMPLIANCE OFFENSES

The State of Texas, by and through the attorney for the State, makes this Standing Motion No. 1 [Motion to Dismiss Certain Delayed Compliance Offenses] in all pending and future cases in the Municipal Court of the City of Sunset Valley, Texas.

If a defendant receives a citation alleging that the defendant committed any of the following Texas Transportation Code ("T.C.") offenses and the defendant presents evidence to the Court of remedying the alleged violation (as provided below), then the State of Texas moves to the Court to process the evidence presented by the defendant and dismiss the offense:

Offenses

Driver's License Offenses

Failure to Change Address/Name on Driver's License – §521.054, T.C.

(On or before 90 days after the date of the offense, Defendant presented evidence of a remedied driver's license by changing the address or name on his or her driver's license to the defendant's current address or name.)

Failure to Timely Obtain a Texas Driver's License – §521.021, T.C.

(On or before 90 days after the date of the offense, Defendant presented evidence of obtaining a valid Texas driver's license, proof that the defendant was at least 16 years of age on the date of the offense, and proof that the defendant held a driver's license issued to the defendant by the defendant's state or country of previous residence on the date of the offense.) (See also §521.029, T.C.)

Driving While License Invalid – §521.457, T.C.

(On or before 90 days after the date of the offense, Defendant presented evidence of a remedied (and valid) Texas driver's license.)

SIGNED this 17th day of JULY, 2016.

2016. 
Willie Schmerler, Prosecutor

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STANDING MOTION NO. 1

IN THE MUNICIPAL COURT
CITY OF SUNSET VALLEY
TRAVIS COUNTY, TEXAS

ORDER GRANTING STANDING MOTION NO. 1

On this day, Standing Motion No. 1 [Motion to Dismiss Certain Delayed Compliance Offenses] was heard and considered by the Court.

IT IS ORDERED, ADJUDGED, AND DECREED that Standing Motion No. 1 [Motion to Dismiss Certain Delayed Compliance Offenses] is granted in all respects and shall apply to all pending and future cases in the Municipal Court of the City of Sunset Valley, Texas.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that if a defendant receives a citation alleging that the defendant committed any of the Texas Transportation Code ("T.C.") offenses specified in Standing Motion No. 1 and the defendant presents evidence to the Court of remedying the alleged violation (as provided in Standing Motion No. 1), then the Municipal Court Clerks are authorized to process the evidence presented by the defendant and initiate the dismissal of the offense by preparing a dismissal order for the Municipal Court Judges to review and execute.

SIGNED AND ENTERED this 12th day of July, 2016.

Kenton D. Johnson
Kenton D. Johnson, Presiding Judge
City of Sunset Valley Municipal Court

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