

CAUSE NO. \_\_\_\_\_

THE STATE OF TEXAS

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§  
§  
§  
§

COUNTY COURT LAW NO. 2

vs.

IN AND FOR

\_\_\_\_\_

SMITH COUNTY, TEXAS

**12.45 MOTION TO DISMISS**

TO THE HONORABLE JUDGE OF SAID COURT:

Now comes the Criminal District Attorney of Smith County, Texas and asks the Court to dismiss the above entitled and numbered cause, for the following reason, to-wit:

The Defendant entered a plea of GUILTY to the offense of \_\_\_\_\_ in Cause Number \_\_\_\_\_, for which the Defendant was sentenced to \_\_\_\_\_, and court costs.

Pursuant to Section 12.45 of the Texas Penal Code, the Defendant acknowledged his/her GUILT in the above styled and numbered cause, and this cause was taken into consideration in the assessment of punishment in Cause Number \_\_\_\_\_.

**THEREFORE, THE STATE WOULD RESPECTFULLY REQUEST THAT THIS CASE BE DISMISSED.**

\_\_\_\_\_  
ASSISTANT CRIMINAL DISTRICT ATTORNEY  
Smith County, Texas

**ORDER OF DISMISSAL**

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, came to be considered the Motion to Dismiss of the State's Attorney filed herein, and the Court is satisfied that the reasons so stated are good and sufficient to authorize such dismissal. It is therefore, CONSIDERED, ORDERED AND ADJUDGED that this criminal action be and the same is DISMISSED and that the Defendant be discharged.

SIGNED and ENTERED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
TAYLOR B. HEATON, JUDGE  
COUNTY COURT AT LAW NO. 2  
SMITH COUNTY, TEXAS