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2  
3 IN THE CIRCUIT COURT OF THE STATE OF OREGON  
4 FOR THE COUNTY OF CLACKAMAS  
5

6 STATE OF OREGON,

7 Plaintiff,

8 vs.

9 \_\_\_\_\_,  
10 Defendant.

) Case No.: \_\_\_\_\_  
)  
)

) MOTION TO SET ASIDE RECORD OF ARREST  
)  
)  
)  
)  
)  
)  
)  
)

11  
12 The above-named defendant hereby moves the Court for an Order Setting Aside the  
13 Arrest Record in this case. Said arrest occurred on the date of \_\_\_\_\_,  
14 and resulted in the filing of an accusatory instrument and ended in acquittal and/or dismissal of  
15 the charge(s), or did not result in the filing of an accusatory instrument.

16 This Motion is based upon ORS 137.225 and defendant's Affidavit.

17 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

18  
19 \_\_\_\_\_  
Your Signature

20  
21 (Print your) \_\_\_\_\_  
Full name

22 \_\_\_\_\_  
Street Address

23 \_\_\_\_\_  
City, State, Zip

24 \_\_\_\_\_  
Phone Number  
25  
26

STATE OF OREGON,  <div style="text-align: center;">Plaintiff,</div>  <div style="text-align: center;">vs.</div>  <hr style="border: 0.5px solid black; margin-bottom: 10px;"/> <div style="text-align: center;">Defendant.       </div>	) ) ) ) ) ) ) ) ) )	Case No.: _____  AFFIDAVIT IN SUPPORT OF MOTION TO SET ASIDE RECORD OF ARREST
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- 1.) I am the defendant herein, and I am filing this Affidavit in Support of Motion to Set Aside Arrest Record pursuant to ORS 137.225;
- 2.) This arrest occurred on \_\_\_\_\_. The charge was dismissed or an acquittal was entered on \_\_\_\_\_, or did not result in the filing of an accusatory instrument;
- 3.) I have not been convicted of any other offense, excluding motor vehicle violations, during the ten-year period immediately preceding the filing of the Motion;
- 4.) There are no criminal cases presently pending against me in any court;
- 5.) I have not had any conviction set aside within the ten-year period immediately preceding the filing of the Motion;
- 6.) I have not had any other arrest within the three-year period immediately preceding the filing of the Motion; excluding motor vehicle violations and excluding arrests for conduct associated with the same criminal episode that caused the arrest that is sought to be set aside;

1 7.) Attached hereto is a copy of the full set of my fingerprints to be served on the District  
2 Attorney's Office along with a copy of the Affidavit in Support of Motion to Set Aside  
3 Arrest Record.

4 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

5  
6  
7 \_\_\_\_\_  
Your Signature

8 **Must be signed before a Notary or the Court Clerk**

9  
10 SUBSCRIBED AND SWORN TO before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

11  
12 \_\_\_\_\_  
Notary Public of Oregon / Court Clerk

13 My Commission expires: \_\_\_\_\_  
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