

**IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR LANE COUNTY**

STATE OF OREGON,

PLAINTIFF,

V.

DEFENDANT.

Court #: _____

DA #: _____

**MOTION AND AFFIDAVIT TO SET ASIDE A
RECORD OF ARREST AND CHARGE(S) THAT
WERE ACQUITTED OR DISMISSED BY THE
COURT**

COMES NOW the defendant and respectfully moves the court for an order to set aside the record of arrest and charge(s) in the above matter pursuant to ORS 137.225. This motion is well founded in law and is made in good faith.

Full Name: _____ Date of Birth: _____

Mailing Address: _____ Phone Number: _____

City: _____ State: _____ Zip Code: _____

Arresting Agency: _____ Arrest Date: _____

Date of Dismissal/Acquittal: _____

Defendant's Signature

If you are represented by an attorney, please include a letter of representation with your submission.

AFFIDAVIT SUPPORTING MOTION TO SET ASIDE THE RECORD OF ARREST AND CHARGE(S)

I, _____, hereby swear or affirm under penalty of perjury that I am the defendant in the above-entitled matter and that the following is true and submitted in support of my motion to set aside the above-described charges that were acquitted or dismissed by the Court and to seal the records of my arrest:

1. I have been acquitted of all charges contained in this case or they have been dismissed by the Court;
2. My acquittal on these charges and/or their dismissal by the Court resolves all of the charges that I am requesting to have set aside;
3. A copy of this Motion and Affidavit, along with a complete set of my fingerprints have been served on the District Attorney;
4. The arrest that I am seeking to have set aside occurred on _____;
5. The charge(s) that I was arrested for on the above date were: _____

Defendant's Signature: _____

Date: _____

SUBSCRIBED AND SWORN to before me on _____ day of _____, 20_____.

Notary Public for Oregon/ Court Clerk
My commission expires: _____

THIS ENTIRE FORM MUST BE COMPLETED TO QUALIFY FOR SETTING ASIDE A DISMISSAL