

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

STATE OF OREGON,

PLAINTIFF,

V.

_____,

DEFENDANT.

Court #: _____

DA #: _____

**MOTION AND DECLARATION TO SET
ASIDE A QUALIFYING MARIJUANA
CONVICTION PURSUANT TO ORS
475B.401 (SB 420)**

COMES NOW the defendant and respectfully moves the court for an order to set aside the conviction in the above matter pursuant to ORS 475B.401 (SB 420). 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: _____ Conviction Date: _____

Convicted Charge(s): _____

Defendant's Signature

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

A Qualifying Marijuana Conviction is defined as:

1. Conduct described in ORS 475B.301; **OR**
 2. Possession of less than one ounce of dried leaves, stems or flowers of marijuana.
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DECLARATION SUPPORTING MOTION TO SET ASIDE A QUALIFYING MARIJUANA CONVICTION

I, _____, hereby declare that the following statement is true to the best of my knowledge and belief and that I understand it is made for use as evidence in court and is subject to penalty for perjury:

1. I am the defendant named in the above-entitled matter
2. My conviction is a qualifying marijuana conviction;
3. The incident underlying my conviction occurred prior to July 1, 2015; and
4. I fully complied with and performed the sentence of the Court, including payment of all financial obligations.

Defendant's Signature: _____

Date: _____

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

Original to: Court / Copies to: District Attorney's Office and Defendant

Multnomah County District Attorney's Office, Portland, OR 97204 (503) 988-3162

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