

THE STATE OF TEXAS

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IN THE MUNICIPAL COURT

CITY OF AMARILLO

POTTER COUNTY, TEXAS

**ORDER ON STATE'S STANDING MOTION NUMBER ONE
DISMISSAL AND AMENDMENT OF COMPLAINTS**

The Court having considered the State's Standing Motion Number One Dismissal and Amendment of Complaints orders the following:

- A. The Court GRANTS State's Motion to Dismiss any complaint of No Driver's License upon the timely presentation of proof satisfactory to the Court that the defendant had a valid driver's license. IT IS ORDERED that the presentation of a valid driver's license at the time of offense shall be considered timely when such proof is submitted prior to the defedant entering a plea of Guilty or No Contest.
- B. The Court GRANTS State's Motion to Dismiss any complaint for Failure to Display Driver's License upon the timely presentation of proof satisfactory to the Court of a valid driver's license. IT IS ORDERED that the presentation of a driver's license valid at the time of offense shall be considered timely when such proof is submitted prior to the defedant entering a plea of Guilty or No Contest
- C. IT IS ORDERED the State's Motion to Dismiss any complaint for Animal – No Rabies Vaccination violation upon proof satisfactory to the Court that the animal in question was vaccinated at the time of the offense is GRANTED. IT IS FURTHER ORDERED the Court GRANTS the State's Motion to Dismiss any complaint for Animal – No Rabies Vaccination violation upon proof submitted on behalf of the defendant fourteen (14) days prior to trial that the animal in question has been properly vaccinated and the vaccination is current at the time of the dismissal.
- D. State's Motion to Dismiss any complaint for an animal violation upon the timely presentation of proof satisfactory to the Court that a person other than the defendant was responsible for the conduct at issue is GRANTED, when such other person has timely presented himself or herself to the Court with a photo

identification which verifies his/her identity, moves the Court to re-file the case in the name of the person accepting responsibility, and enters a plea of Guilty or No Contest in the same court hearing.

- E. • The Court GRANTS the State's Motion to Dismiss any complaint of Parking – No Disability Placard or Plate upon proof satisfactory to the Court that the defendant possessed or possesses a valid disability placard or license plates, or was transporting a person who possessed or possesses a valid disability placard or plates at the time of the offense when such proof is submitted prior to the defendant entering a plea of Guilty or No Contest. IT IS FURTHER ORDERED the Court GRANTS the State's Motion to Dismiss any complaint for Parking – No Disability Placard or Plate upon proof satisfactory to the Court submitted fourteen (14) days prior to trial that the defendant currently possess a valid disability placard or plate.
- F. State's Motion to Dismiss any complaint for Parking – No Disability Placard or Plate and Parking in a Fire Lane upon the timely presentation of proof satisfactory to the Court that a person other than the defendant was responsible for the conduct at issue is GRANTED when such other person has timely presented himself or herself to the Court with a photo identification which verifies his/her identity, moves the Court to re-file the case in the name of the person accepting responsibility, and enters a plea of Guilty or No Contest during the same court hearing.
- G. • State's Motion to Dismiss any Parking – No Disability Placard or Plate or Parking in a Fire Lane violation filed against a rental car company upon the timely presentation of proof satisfactory to the Court that at the time of the offense the vehicle had been rented, and the company has timely provided documentation showing the rental period and the name and identifying information for the renter is DENIED.
- H. ✓ State's Motion to Dismiss or void as a duplicate any complaint that is the result of filing the same case twice through clerical, officer or prosecutor error is GRANTED.
- I. State's Motion to Dismiss any complaint upon proof satisfactory to the Court that the defendant is deceased is DENIED.

- J. ✓ State's Motion to Amend any complaint upon proof satisfactory to the Court that a clerical error has been made by the clerk's office in accurately transcribing information from an officer's citation or a prosecutor's authorization into the Court's case management software, as long as the complaint is sworn anew is GRANTED.
- K. ✓ State's Motion to Amend the complaint and any other records of the Court upon proof satisfactory to the Court that the defendant's name is misspelled, date of birth or other identifying information is incorrect is GRANTED.
- L. ✓ State's request to summon the defendant when an open complaint has been filed upon a prosecutor's authorization is GRANTED.
- M. ✓ State's request to file any citation presented to the clerk for Failure to Maintain Financial Responsibility as a second offense, if the clerk determines from a review of the Court's records that the defendant has been previously convicted of a Failure to Maintain Financial Responsibility, is GRANTED.

DATED: APRIL 2, 2020

A handwritten signature in black ink, appearing to read "Laura Hamilton", written in a cursive style.

LAURA HAMILTON
PRESIDING JUDGE