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IN THE KING COUNTY DISTRICT COURT OF WASHINGTON
SOUTH DIVISION, KENT COURTHOUSE

CITY OF COVINGTON,

Plaintiff,

vs.

GEOFF HARRISON SIMPSON,

Defendant.

NO. Y80100611

MOTION AND ORDER TO
DISMISS WITHOUT
PREJUDICE AND RECALL NO
CONTACT ORDER

[Clerk's Action Required]

MOTION

COMES NOW, Plaintiff, City of Covington, by and through its prosecuting attorney, Thomas R. Hargan, and hereby moves this Court for an order dismissing this case without prejudice and recalling the issued No Contact Order, in the interest of justice, for the following reasons:

Based on all of the information obtained in the present matter, the City no longer believes it has a sufficient evidence to go forward with the charges herein. In regards to Count One, Assault in the Fourth Degree – DV, the City does not believe that there is sufficient evidence to prove that the conduct of the defendant was not legally justifiable. Without the predicate domestic violence offense, the City is likewise unable to go forward with Count Two, Interfering with the Reporting of Domestic Violence. In addition, based on the alleged victim's stated intentions for calling 911 at the time of the incident, there is no evidence that the alleged victim was calling 911 to specifically report a domestic violence incident or that the defendant would

MOTION AND ORDER TO DISMISS WITHOUT
PREJUDICE AND RECALL NO CONTACT ORDER - 1

LAW OFFICES OF
THOMAS R. HARGAN, PLLC (206) 718-3061
PO BOX 737
BLACK DIAMOND, WA 98010
FAX (360) 886-5117

1 have reason to believe that she was calling to report domestic violence. Therefore, in the interest
2 of justice, the City of Covington wishes to dismiss this matter without prejudice.

3 DATED this ___ day of _____, 2008.

4

5 By: _____
6 Thomas R. Hargan, WSBA # 31498
7 Prosecuting Attorney for Covington

8

ORDER

9

10 IT IS HEREBY ORDERED, ADJUDGED and DECREED that this case is dismissed
11 without prejudice and without costs.

12 IT IS FURTHER ORDER that the No Contact Order issued in this case shall be recalled.

13

14 DATED this ___ day of _____, 2008.

15

JUDGE

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Presented by:

18

19

20 Thomas R. Hargan, WSBA # 31498
21 Prosecuting Attorney for Covington

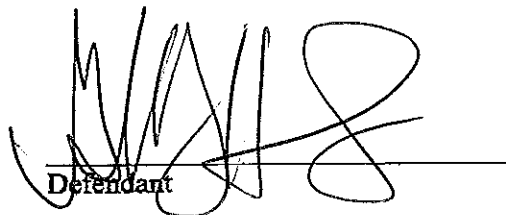
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23 Copy Received; Notice of Presentation Waived:

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Todd Maybrow, WSBA # 18557
Attorney for Defendant


Defendant