SUPERIOR COURT OF WASHINGTON

FOR SNOHOMISH COUNTY

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| THE STATE OF WASHINGTON, |  |  |
| Plaintiff, |  | No. [Cause No] |
| v. |  |  |
|  |  | ORDER VACATING CONVICTION  AND DISMISSING CHARGE(S)—  NO COUNTS REMAIN  **[ ] DOC CUSTODY/ SUPERVISION**  **[X] CLERK’S ACTION REQUIRED** |
| [Last], [First] [Middle], |  |
| Defendant. |  |

THIS MATTER having come on regularly upon the motion of the Defendant for an order vacating conviction and dismissing charges, and it appearing from the affidavit, files and records herein that such dismissal is in order, Now Therefore,

IT IS HEREBY ORDERED, ADJUDGED and DECREED that:

1. The conviction entered against the defendant on the judgment and sentence filed on \_\_\_\_\_\_\_\_\_\_\_\_\_, is constitutionally defective pursuant to CrR 7.8(b) and State v. Blake and is hereby vacated;

2. The charge(s) of POSSESSION OF A CONTROLLED SUBSTANCE contained in the Information filed on \_\_\_\_\_\_\_\_\_\_\_\_\_, against the above-named defendant, is hereby dismissed with prejudice.

3. If the Defendant is in custody or subject to supervision as a result of this conviction, s/he shall be immediately released, and the Clerk’s Office shall provide the jail or the Department of Corrections with a copy of this order;

4. The Clerk of the court shall immediately transmit a copy of this order vacating the conviction to the Washington State Patrol Identification Section and to the local police agency, if any, which holds criminal history information for the person who is the subject of the conviction. The Washington State Patrol and any such local police agency shall immediately update their records to reflect the vacation of the conviction, and shall transmit the order vacating the conviction to the Federal Bureau of Investigation as required by RCW 9.96.060(7);

5. The defendant may be entitled to a refund of legal financial obligations paid pursuant to the judgment vacated herein. Because all counts from the judgment and sentence previously entered in this cause number were for violations of RCW 69.50.4013(1)(or its predecessor statutes) and have been vacated by this order such that no other counts remain, the Clerk shall compute the amount of all legal financial obligations, fees, fines, costs, charges, assessments, or interest (LFOs) actually paid by defendant that arise solely from the conviction(s) vacated by this order (LFO Refund Amount). To the extent there is an LFO Refund Amount, it shall be refunded. The State of Washington shall determine the method of any refund herein with all deliberate speed.

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

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

JUDGE

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| Presented by:  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Defendant  Print Name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ | Approved for Entry:  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  , WSBA No:  Deputy Prosecuting Attorney |

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| **Defendant ID and Contact Information** | | |
| SID No. | Date of Birth  [DOB] | WA DOL No. |
| FBI No. | Local ID No. [Jail ID] | PCN No. |
| Alias name, DOB: | | |
| Address and email, phone, or other contact information (for refund purposes): | | |