**In the Iowa District Court for Polk County**

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| **State of Iowa,** *Plaintiff*,v.**,** *Defendant*. | **Criminal No:****Order of Dismissal**[ ]  *Defendant is in custody.* |

The Court has reviewed the State’s motion to dismiss and finds that it should be granted.

The State’s Motion to Dismiss is sustained and this matter is dismissed:

[ ] with prejudice [ ] without prejudice

[ ]  State to pay court costs [ ] Defendant agrees to, and is ordered to, pay court costs with no

 further reasonable ability to pay analysis

**Any outstanding No Contact Order entered in this case number is hereby rescinded *as to this case only.***

[ ] Recall any outstanding arrest or bench warrants in this case.

[ ] Cancel any outstanding bond forfeiture proceedings in this case.

**Expungement**

Iowa Code Section 901C.1 allows Defendant to request that a dismissed case be removed from the public record.  Before the request is made or granted each of the following must be true:

1. All charges in the caseare dismissed.
2. At least 180 days have passed since the dismissal or the defendant proves, and the court finds, good cause to act sooner.
3. The dismissal was not based on a finding that Defendant was incompetent or not guilty by reason of insanity.
4. All court costs, fees, or other financial obligations ordered by the court have been paid.

[ ]  Dismissed case number(s)  are related to a deferred judgment.

**So Ordered.**

***Polk County Jail to be sent a copy of this order.***

[ ] Defendant was personally served with a copy of this order.

[ ]  was personally served with a copy of this order.

[ ] In addition to all other persons entitled to a copy of this order, the Clerk shall provide a copy to the following: DAJCC,