

NORTH CAROLINA
_____ COUNTY

IN THE GENERAL COURT OF JUSTICE
DISTRICT COURT DIVISION
FILE NO. _____

STATE OF NORTH CAROLINA

v.

**MOTION DISMISSED TO RE-SET
CASE ON DOCKET**

_____,
Defendant

NOW COMES the defendant, by and through attorney, Marcus E. Hill, of Durham County, North Carolina, and moves the Court for an order setting aside the dismissal with leave in this case which was entered on the _____ day of _____, 20 _____. The defendant moved the Court under N.C.G.S. 20-24.1 (b1) and shows unto the Court the following:

1. That the defendant was charged in _____ County on _____, with the offense of DWI.
2. That the defendant has not disposed of this case but would like to have a hearing.
3. That the case was dismissed with leave on _____.
4. That under N.C.G.S. 20-24.1 the defendant must be afforded an opportunity for trial or hearing within a reasonable time of the defendant's appearance.

WHEREFORE, THE DEFENDANT PRAYS THE COURT:

1. That the dismissal with leave in the instant case be set aside.
2. That the case be scheduled for the _____ day of _____, 20 _____, for hearing.

This is the _____ day of _____, 20_____.

Marcus E. Hill, Attorney at Law
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