

CAUSE NO. _____

THE STATE OF TEXAS

§

IN THE COUNTY COURT

VS.

§

OF

§

COMANCHE COUNTY, TEXAS

MOTION FOR RELEASE BECAUSE OF DELAY PURSUANT TO CCP ART. 17.151

Now comes the Attorney for the Defendant and would show:

Defendant was arrested on _____ for the offense of _____,

a Class ☐ A or ☐ B Misdemeanor Offense. Defendant has been incarcerated for _____ days. Bond is currently set at \$ _____ ☐ Cash/Surety or ☐ Cash only.

Defendant is being detained in jail pending trial of the aforesaid accusation against him for which the State of Texas is not ready for trial and:

☐ The accusation against him/her is a misdemeanor punishable by a sentence of imprisonment in jail for more than 180 days, and thirty (30) days or more days from the commencement of his/her detention has elapsed.

OR

☐ The accusation against him/her is a misdemeanor punishable by a sentence of imprisonment in jail for 180 days or less, and fifteen (15) days or more days from the commencement of his/her detention has elapsed.

The Defendant is NOT:

- i. Serving a sentence of imprisonment for another offense;
- ii. Being detained pending trial of another accusation as to which the applicable period has not yet elapsed;
- iii. Incompetent to stand trial, or
- iv. Being detained for a violation of the conditions of a previous release related to the safety of a victim of the alleged offense or to the safety of the community under Article 17 of the Code of Criminal Procedure.

Defendant respectfully requests that the Court release Defendant on Personal Bond or by reducing the amount of bail required.

Signature of Attorney

CERTIFICATION OF CONFERENCE

I certify to the court that I, in good faith, have

- ☐ Conferred with _____, the attorney for the State who DOES NOT OPPOSE this motion.
- ☐ Conferred with _____, the attorney for the State who DOES OPPOSE this motion.
- ☐ Diligently attempted, but has been unable, to confer with the attorney for the State.

Signature of Attorney