

IN THE CIRCUIT COURT OF THE STATE OF OREGON
FOR THE COUNTY OF _____
CITY OF _____

State of Oregon

Case No: _____

v.

Defendant

**MOTION TO VACATE USE OF IID AS
CONDITION OF DIVERSION
AGREEMENT**
and DECLARATION IN SUPPORT
DUII Diversion

MOTION

I am the defendant in this case

I ask the court to vacate the condition of my diversion agreement requiring me to install and use an approved ignition interlock device

DECLARATION IN SUPPORT

All of the following conditions are true:

- I installed an approved IID in accordance with the diversion agreement I entered into on (date): _____
- I used the approved IID for at least 6 consecutive months since the date of installation, which was (date) _____
- I submitted to the court a certificate from the IID service provider that the device has not recorded a negative report for at least 6 months
- I have entered into and am in compliance with any treatment I may have been required to participate in as a condition of my diversion agreement
 - I have attached the required letter signed by a treatment counselor from the treatment program confirming that I am in compliance with the program

Other information:

I hereby declare that the above statements are true to the best of my knowledge and belief. I understand they are made for use as evidence in court and I am subject to penalty for perjury.

Date

Signature

Email

Name (printed)

Address

City/State/Zip

Phone

Certificate of Mailing

I certify that on *(date)*: _____ I sent a true and complete copy of this *Motion* to the District Attorney by:

United States mail to *(address)*: _____

Email to *(address)*: _____

another method *(explain)*: _____

Date

Defendant (signature)

Defendant Name