

THE STATE OF TEXAS  
VS.  
BENJAMIN HOLT BUSH

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§  
§

368TH JUDICIAL DISTRICT COURT  
OF  
WILLIAMSON COUNTY, TEXAS

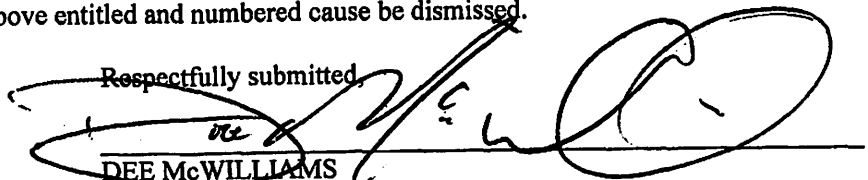
STATE'S MOTION TO DISMISS

NOW COMES the State of Texas by and through her District Attorney and respectfully requests the Court to dismiss the above entitled and numbered criminal action in which the defendant is charged with the offense of AGG ASSAULT W/DEADLY WEAPON, for the reason:

- Probable Cause to arrest, but evidence is insufficient to sustain a conviction;
- The complaining witness has requested dismissal;
- The case has been referred to the County Attorney's office for prosecution as a misdemeanor. The misdemeanor offense was filed in cause number and defendant entered a plea of guilty on . The defendant has agreed that this case is not subject to expunction.
- On , this case was refiled in the County Court at Law of Williamson County, Texas, in Cause Number , for the offense of .
- (The following can be used in the "ORDER" portion of the Motion to Dismiss form.)  
It is further ordered that the bond filed in the above cause is hereby transferred to cause number and remains in effect until that cause number is disposed.
- As part of a plea bargain;
- The defendant has been granted immunity in light of his testimony;
- On November 20, 2018 this case was declined by the District Attorney's Office.
- Other; *Interests of Justice.*

WHEREFORE, it is prayed that the above entitled and numbered cause be dismissed.

Respectfully submitted,

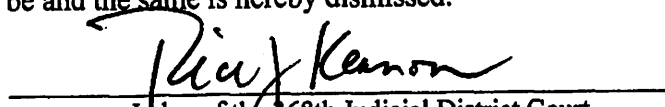
  
 DEE McWILLIAMS  
 Assistant District Attorney  
 Williamson County, Texas

ORDER

The foregoing motion having been presented to me on this the 20 day of November, A.D. 20 18, and the same having been considered, it is, therefore, ORDERED, ADJUDGED and DECREED that said above entitled and numbered cause be and the same is hereby dismissed.

FILED  
at 3:17 o'clock P M 80

NOV 20 2018

  
 Judge of the 368th Judicial District Court  
 Williamson County, Texas