**IN THE MUNICIPAL COURT OF MOBILE COUNTY, ALABAMA**

**CITY OF MOBILE )**

**)**

**vs. )**

**) CASE NO:**

**JOHN DOE )**

**Defendant. )**

**MOTION TO SET ASIDE WRIT OF ARREST AND REDUCE OR**

**ELIMINATE INDEBTEDNESS FOR OUTSTANDING TRAFFIC FINES AND FEES**

Comes now, the Defendant, , by and through undersigned counsel, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, and files this Motion to Set Aside Writ of Arrest and Reduce or Eliminate Indebtedness for Outstanding Traffic Fines and Fees, and as grounds therefor, states as follows:

1. Undersigned attorney is representing the Defendant in a limited capacity subject to drafting and filing this *Motion to Set Aside Writ of Arrest and Reduce or Eliminate Indebtedness for Outstanding Traffic Fines and Fees*.
2. The above-referenced matter was set for [**CHARGES**] on .

***OR***

The Defendant was set for payment status review on .

1. The Defendant was unable to appear in court because he/she was incarcerated at

[**CORRECTIONAL FACILITY**] in [**CITY AND STATE**].

***OR***

The Defendant was unable to report to his/her Probation Officer because he/she was incarnated at [**CORRECTIONAL FACILITY**] in [**CITY AND STATE**].

1. That Defendant was released on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.
2. That Defendant currently resides at [**ADDRESS OF DEFENDANT**].
3. Since being released from [**CORRECTIONAL FACILITY]**, the Defendant has been participating in [**SPECIFIC REENTRY PROGRAM**]. He/She is employed at [**PLACE** **OF EMPLOYMENT**] and has made positive and significant steps in becoming an outstanding citizen.
4. The Defendant also asks this court to set aside any and all augmented fines and fees associated with his/her failure to appear in court with respect to [**DESCRIPTION OF** **TICKETS**] because Defendant was incarnated at the time of adjudication.
5. Defendant also asks that this court dismiss any continuing indebtedness resulting from the initial traffic tickets in consideration of the fact that such indebtedness can be deemed to be released upon the Defendant serving a term of incarceration from \_\_\_\_\_\_ to \_\_\_\_\_. Defendant contends that such a release of indebtedness would greatly contribute to his/her successful reentry into the community.

WHEREFORE, the premises considered, Defendant respectfully prays that this

Honorable court will set aside the Writ of Arrest entered on [**DATE**] and set this matter for hearing.

Respectfully submitted this the \_\_\_\_\_\_ day of \_\_\_\_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Attorney for Defendant**

**CERTIFICATE OF SERVICE**

I do hereby certify that I have on this the \_\_\_\_ day of \_\_\_\_\_\_, 20\_\_\_\_\_, served a copy of the foregoing by placing same by United States Mail properly addressed and first class postage prepaid to the following:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ **Attorney**