

IN THE MUNICIPAL COURT, THE STATE OF OREGON  
LINN COUNTY, CITY OF LEBANON

For Court File Stamp

CITY OF LEBANON, )  
Plaintiff, )  
vs. )  
 )  
 )  
\_\_\_\_\_, )  
Defendant. )

Case No. \_\_\_\_\_

MOTION TO EXTEND THE  
DUII DIVERSION PERIOD AND ORDER

I am the defendant in the above case and I request that the court extend my diversion agreement for \_\_\_\_\_ (insert time that is not longer than 180 days). I offer the following information in support of this request:

1. I have made a good faith effort to complete the conditions of the diversion agreement.
  - a. I have completed the following conditions of the diversion agreement: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  - b. I have not completed the following conditions of the diversion agreement: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  - c. I have not completed the diversion conditions listed in "b" above because (explain): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  
2. I will be able to complete the conditions of the diversion agreement within the extended period because (explain):  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  
3. I have not asked for or been granted any previous extension of the diversion agreement under ORS 813.225.
  
4. I understand that:
  - a. If I fully comply with the conditions of the diversion agreement within the extended diversion period, the court may dismiss the charge with prejudice if I file a motion under ORS 813.250.

b. If I fail to comply with the diversion agreement within the extended diversion period, the court will enter a judgment of conviction on the DUII charge and proceed to sentence me without a trial.

This motion and proposed order are respectfully submitted by:

Defendant's Name (typed or printed)

Signature of Defendant

Date

Address

City

State

Zip

Telephone Number

**ORDER**

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**FINDING.** The court finds the defendant named in the above motion  (made)  (did not make) a good faith effort to complete the conditions of the diversion agreement and that the defendant  (can)  (cannot) complete the conditions of the diversion agreement in the requested extended diversion period.

**ORDER.** The court  (allows)  (denies) the above motion for an order extending the diversion period in case number \_\_\_\_\_. If "allowed," this court orders the diversion period in this case extended for \_\_\_\_\_ (not longer than 180 days) beginning on \_\_\_\_\_ and ending on \_\_\_\_\_.

Name of Judge

Signature of Judge

Date