Filed 20 June 18 P3:00
Marilyn Burgess - District Clerk
Harris County

CAUSE NO. 163451001010

THE STATE OF TEXAS	§	**IN THE 263RD DISTRICT COURT**
	§	
VS.	§	**OF**
	§	
HARDY, SAMUEL	§	**HARRIS COUNTY, TEXAS**

OFFENSE: ASSAULT PEACE OFFICER

MOTION TO DISMISS

The State respectfully requests the Court to dismiss the above entitled and numbered criminal action for the following reason(s):

- ☐ Case refiled as Cause No. .
- ☐ Defendant was convicted in another case: Cause No. .
- ☐ Missing witness.
- ☐ Request of complaining witness.
- ☐ Dispositive motion granted.
- ☒ Probable cause exists, but case cannot be proven beyond a reasonable doubt at this time.
- ☐ In custody elsewhere – will not be extradited to Harris County.
- ☐ Due to passage of time, defendant not likely to be located or, if arrested, successfully prosecuted.
- ☐ No probable cause exists at this time to believe the defendant committed the offense.
- ☐ Other (explanation required)

EXPLANATION:

WHEREFORE, PREMISES CONSIDERED, it is requested that the above entitled and numbered cause be dismissed.

Respectfully submitted,

TRASK, RYAN
Assistant District Attorney
Harris County District Attorney's Office
TBC No. 24086812
TRASK_RYAN@DAO.HCTX.NET

ORDER AND NOTICE

The foregoing motion having been presented to me on this the June 18, 2020, 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.

NOTICE:	Pursuant to Article 38.50(d) of the Code of Criminal Procedure, the Court is notifying you that any toxicological evidence collected in your case pursuant to an investigation or prosecution of an offense under Chapter 49 of the Penal Code does not have to be retained or preserved and may be destroyed pursuant to the authority of Article 38.50(c)(3) and (e) if your indictment or information has been dismissed with prejudice.

SIGNED AND ENTERED on June 18, 2020.

Judge Presiding
Harris County 263rd District Court
Harris County, Texas