Instructions: You *must* fill out this form completely, legibly, and accurately. Failure to fill in your name, accurate case numbers, or properly sign the document in the *multiple* areas required may cause this document to be rejected for filing with the Court and to be returned to you. **Please Note:** The terms "case number", "cause number", "notice number", "ticket number", and "citation number" may be used interchangeably to refer to the court number assigned to your case.

Spokane Municipal Court
County of Spokane, State of Washington

CITY OF SPOKANE,
Plaintiff,

vs

_____,
Defendant.

Case No. _____

MOTION AND DECLARATION FOR ORDER VACATING JUDGMENT

INFRACTION

MOTION

COMES NOW, the Defendant in above-captioned matter and moves the Court pursuant to IRLJ 6.7(a) and CRLJ 60 for an order vacating the judgment of "Committed" previously entered in the above-captioned infraction, and setting the case for a: ◯ **contested hearing,** or ◯ **mitigation hearing**.

In support of such motion, the Defendant alleges the following basis upon which the Court should grant such relief:

☐ Mistakes, inadvertence, surprise, excusable neglect or irregularity in obtaining a judgment or order;

☐ Erroneous proceedings against a minor or person of unsound mind, when the condition of such defendant does not appear in the record, nor the error in the proceedings;

☐ Newly discovered evidence which by due diligence could not have been discovered in time to move for a new trial under rule 59(b)

☐ Fraud, misrepresentation, or other misconduct of an adverse party;

☐ The judgment is void

☐ The judgment has been satisfied, released, or discharged, or a prior judgment upon which it is based has been reversed or otherwise vacated, or it is no longer equitable that the judgment should have prospective application;

☐ Unavoidable casualty or misfortune preventing the party from prosecuting or defending;

☐ Error in judgment shown by a minor, within 12 months after arriving at full age;

☐ Any other reason justifying relief from the operation of the judgment.

➢ _____ _____

Signature of Moving Party/Defendant
(your typed name represents your signature)

Date

DECLARATION

COMES NOW the declarant, who is the Defendant in the above-captioned matter, and makes the following declaration of facts in support of the basis for relief alleged in declarant's Motion:

I declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Signed at _____ (City) _____ (State) on _____ (Date)

➢ _____
Signature of Declarant/Defendant (your typed name represents your signature)

Contact Information: (Required for you to be notified of hearing date)

_____ (Street Address) _____ (Telephone) _____ (E-mail address)

_____ (City) _____ (State) _____ (Zip)

SUBMIT