

**MUNICIPAL COURT OF ALPINE SUPPLEMENTAL STANDING ORDER
OCTOBER 2021**

**JUDGE'S STANDING ORDER NO. 20
COURTROOM FORMS PROCEDURES**

IT IS ORDERED that the following instructions and forms be utilized by all parties during in-person court and virtual court. Virtual Court User Attendees may virtually sign forms by permitting the Court or Court Clerk to sign on their behalf. No case will be disposed of without the following steps and forms:

1. First Announcements:

- a. The Court shall admonish the Defendant in open court and accept their plea. An admonishment means the Court will warn the Defendant of their constitutional rights and explain the nature of the citation(s)
- b. A Defendant may plead guilty, not guilty, or nolo contender, which means no contest.
- c. If the Defendant wishes to speak with a prosecutor about their case, they should plead "not guilty," after which they may attempt to negotiate a mutually beneficial plea agreement. A Defendant is not required to speak with a prosecutor, but may. If this option is chosen, the Defendant's case(s) will be placed on recall.
- d. If in-person, the Defendant will speak with the City Prosecutor in a room outside of the courtroom; if virtual, the Defendant will have an opportunity to speak with the City Prosecutor in a private "break out" Zoom room.
- e. If no agreement is reached with a prosecutor, a Defendant shall ask for their case to be recalled by the Court, at which time the Defendant may plead guilty or nolo contendere and ask for the Court to assess punishment.
- f. If a Defendant pleads not guilty, they may ask for a bench or jury trial, and a new trial date will be given to the Defendant. The Defendant must attend their trial date, or a failure to appear warrant shall issue for their arrest.
- g. The Defendant shall sign the plea form presented by the Court Clerk, and the following procedures shall be followed.

2. Plea Agreement Procedure

- a. If the Defendant and the City Prosecutor reach a plea agreement, including pretrial diversion, the City Prosecutor shall fill out the "Jury Waiver and Plea Agreement Form" which shall contain all terms of the plea agreement.
- b. If the plea agreement is for multiple cases, only one "Jury Waiver and Plea Agreement Form" is necessary, as long as all cause numbers and their dispositions as plea terms, are clearly written in the form.
- c. The "Jury Waiver and Plea Agreement" must be signed and dated by the City Attorney and Defendant before the case will be recalled by the Court.

3. Bench Trial Procedure

- a. If the Defendant opts for a trial before the bench (this means the judge will determine innocence and guilt, and normally assess punishment upon a finding of guilty), the Defendant and City Prosecutor must sign and date the "Jury Waiver for Bench Trial" form and submit the form to the Court Clerk before the case will be recalled.
- b. If there are more than one cases, only one form is necessary as long as it contains all cause numbers for any pending cases.
- c. A bench trial date shall be set, and the Defendant must attend their bench trial, or a failure to attend warrant shall be issued for their arrest.

IT IS JUDICIALLY NOTED AND THEREFORE ORDERED that all court participants have an equally important voice which deserves to be heard in the municipal court process, so the following forms shall be permitted in Alpine Municipal Court files:

1. Allocutions:

- a. To allow Court User/Defendant's an opportunity to create a public "record," since Alpine Municipal Court is not a court of record, the following form shall be permitted for filing whether the case is dismissed or the Court User/Defendant receives a finding of guilt and sentence.

- b. The Court User may submit a "Court User Court Dismissal or Sentencing Allocation" form, where they can express whatever issues that they believe merit public notice.
- c. This form will allow a public record to be created for examination by the public, and for the City Council and City Leadership to consider when setting public policies involving similar cases.
- d. A Court User or Defendant may submit this form for any past case filed within 2 years, but they must understand that the form becomes public, and that the form must be sworn.
- e. There may be civil or criminal consequences, if information in the allocution is knowingly false or made in bad faith.
- f. This form is only allowed to be filed by a Court User/Defendant in their own case, not another person's case.
- g. This form is not intended to substitute for the Court User/Defendant's right to interact with the Court verbally, or in writing, during appropriate court procedures, this form is only intended to allow the Court User/Defendant a way to create a public record in their case upon final disposition.


2. Witness Statements:

- a. To allow all case participants an opportunity to create a public "record," since Alpine Municipal Court is not a court of record, the following form shall be permitted for filing into a case's file.
- b. If a complaining or material witness does not agree with the City Prosecutor's plea offer or decision to dismiss for a certain case, the complaining or material witness shall be allowed to submit a "Desire to Prosecute and Non-Consent Complaining or Material Witness Statement."
- c. This statement shall be sworn, and must be carefully considered, because there are consequences for misusing this form, including a contempt of court finding or a subsequent criminal prosecution for false statements.
- d. The City Prosecutor has the discretion to decide how they wish to handle a municipal case. The City Prosecutor represents the City of Alpine, not the witness. If the City Prosecutor's plea offer or decision to dismiss a case is reasonable to the Court, the Court shall grant or accept the City

Prosecutor's recommendation or motion, even if a complaining or material witness does not agree with the City Prosecutor's decision.

- e. However, this form will allow a public record to be created for examination by the public, and for the City Council and City Leadership to consider when setting public policies involving such cases.
- f. If a community member wishes to file a complaint based on their disagreement with the City Prosecutor's case disposition decision, they should use the "City of Alpine Citizen Complaint" process, not this form.

SIGNED AND ENTERED on this the 11 day of October, 2021.



Hon. Jodi Cole
Presiding Judge of the Municipal
Court of Alpine, Texas

CITY OF ALPINE § IN THE MUNICIPAL COURT

VS. § OF ALPINE

_____ § BREWSTER COUNTY, TEXAS

JUDGE PRESIDING

CITY OF ALPINE	§	IN THE MUNICIPAL COURT
VS.	§	OF ALPINE
	§	BREWSTER COUNTY, TEXAS

- I am the person charged.
- I am mentally competent and I understand the nature of the charges against me
- I am aware that any plea bargaining agreement among the State, me and my attorney is not binding on the court.
- I understand that I have a right to have a jury decide whether I am guilty and what my punishment should be, whether I plead guilty, not guilty, or nolo contendere and I hereby give up this right.
- I have the right to be confronted with the witnesses against me.
- I have the right to remain silent. If I choose to speak, anything I say can be used against me.
- The City Attorney has communicated the city's plea offer of

- I understand that if I am not a United States citizen, my plea may result in deportation, the exclusion of admission to this country, or denial of naturalization under federal law.
- I understand that I may not appeal this case because it is a plea bargain and I hereby waive my right to appeal.
- I understand that this offer is contingent upon no further criminal charges being filed against me.
- If I am accused of a crime or citation punishable as a class A, B, or C misdemeanor or any felony between now and my sentence then this agreement is automatically voided and I must renegotiate with the state.

JUDGE PRESIDING

CAUSE NO.(s) _____

CITY OF ALPINE

§

IN THE MUNICIPAL COURT

VS.

§

OF ALPINE

§

BREWSTER COUNTY, TEXAS

**DESIRE TO PROSECUTE AND NON-CONSENT COMPLAINING OR MATERIAL WITNESS
STATEMENT**

I, _____, hereby state under oath that I am a complaining or material witness in this case, which involved a person known to me as _____, regarding an incident which occurred in the City of Alpine, Texas on or about the date of the ____ day of _____, 20____.

If I am law enforcement officer, I work for the following department (circle one) Alpine Building Services/Alpine Animal Control Services/ Alpine Police Department; OR

I am a complaining or material witness in this case because _____

I understand that pursuant to Article 3.02 of the Texas Code of Criminal Procedure, a case will normally be brought by THE STATE OF TEXAS, and in this case, THE CITY OF ALPINE, against the accused, and I am not a "PARTY" in this case, only a "WITNESS." I understand that if I submit this form for filing by the Municipal Clerk, it will become part of the public file, and that I must send a copy to the defendant and city prosecutor.

I also understand that if I participate in causing a criminal action to begin or continue against the accused, certain laws apply to me, among these laws being the following:

- I can be subpoenaed to appear in Court as a witness, and if I am a material witness, I can possibly be incarcerated pursuant to the applicable provision of the law.
- My accusations against the accused are subject to being impeached or discredited by the accused or City Prosecutor.
- If I have reported an incident to the ALPINE POLICE DEPARTMENT which I know did not really happen I can be prosecuted for making a false report to a Peace Officer under Section 37.08 of the Texas Penal Code and that I may possibly face incarceration and/or fine in the amount of up to \$1,000.00. The incarceration being for a period of up to 180 days in the Brewster County Jail.

- The City Attorney has communicated the City of Alpine's plea offer for this case, or I have heard the offer stated in open Court, and I am supportive/ not supportive of this plea agreement. If I am not supportive of the plea offer made it is because of the following reasons:

[illegible]

By signing this statement, I am attesting that I have communicated my position to the City Prosecutor, served the defendant in this case via email/fax/U.S. mail, or in person; and wish to have this statement filed publicly in the Municipal Court's file for this case.

COMPLAINING/MATERIAL WITNESSS

Sworn to and subscribed before me by affiant on this the _____ day of _____, 20_____

SIGNATURE OF PERSON ADMINISTERING OATH

SIGNATURE OF PERSON ADMINISTERING OATH

**MUNICIPAL COURT OF ALPINE SUPPLEMENTAL STANDING ORDER
OCTOBER 2021**

**JUDGE'S STANDING ORDER NO. 21
FAILURE TO APPEAR WARRANT PROCEDURE**

IT IS ORDERED that once a citation is issued, it is the Court User's responsibility to contact the Court and/or attend Court in person or virtually on the court date stated on their citation. If there is a time conflict, the Court User shall be allowed one Court reset if the Court is contacted at least three days prior to the scheduled court date. Any subsequent rescheduling will require the Court User to file a motion for continuance with the Court. Because Virtual Court is now available, the Court User may not use lack of physical proximity to Alpine as an excuse to miss court.

IT IS ORDERED that for cases filed after June, 2021, there will be one follow up letter sent to the Court User if a court date is missed, and one new court date assigned. If the newly assigned court date is missed, a failure to appear ("FTA") warrant shall be issued at the end of the second missed court date for the Court User.

IT IS ORDERED that if a Court User fails to responsibly handle a citation's sentencing terms, they will be found to be in default, a show cause setting will be set, and if the Court User misses their court date, a FTA warrant shall issue for the Court User's arrest.

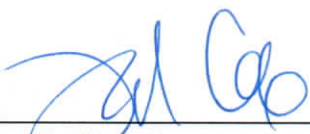
IT IS ORDERED that if the Court User contacts the Court to handle their missed citation or default court date in a responsible manner after the FTA warrant is issued, but before arrest, the Court will recall the warrant. The responsible Court User will be allowed amnesty to attend the next regularly schedule court date, virtually or in person, for a show cause hearing where the Court User can explain their absence or default, and with sufficient explanation, resolve their citation or default without arrest.

IT IS ORDERED that "amnesty" means that a Court User with pending FTA warrants may enter the courtroom during regularly scheduled court days virtually or in person to handle their citation, without fear of being arrested.

IT IS ORDERED that whenever possible, the Municipal Court shall issue release without bonds/order to appear in an effort to relieve APD of the burden and the pressure of fully processing FTA arrestees for warrants issued from the Alpine Municipal Court. *See Release with Order to Appear Form, attached as "Exhibit A."* Videomagistration for these warrants may be done from the arrest site or APD station, or in person during normal court session hours.

IT IS ORDERED that FTA warrants are meant to be tools of compliance and not tools of oppression, and public notice and warnings will be given prior to FTA warrants being issued, but failure to receive notice shall not excuse a Court User from being held responsible for cases pending against them, or sentencing defaults, before Alpine Municipal Court.

SIGNED AND ENTERED on this the 11 day of October, 2021.



Hon. Jodi Cole
Presiding Judge of the Municipal
Court of Alpine, Texas

**CITY OF ALPINE MUNICIPAL COURT RELEASE: WITH ORDER
TO APPEAR (Under Art. 15.17(b), C.C.P.)**

Report #: _____

Agency: _____

Charge: _____, a fine-only
misdemeanor.

The Defendant is released without bond and ordered to appear in person at the Alpine Municipal Court, on or before the ____ day of _____, 20__ at _____ o'clock ____m., located at Alpine Council Chambers, 803 West Holland Avenue, Alpine, Texas 79830. **You may be able to resolve your outstanding citation(s) before this court date at the Alpine Municipal Court by calling (432) 837-0808 or emailing the court clerk at court.clerk@ci.alpine.tx.us.**

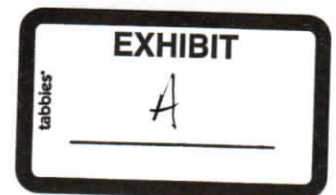
A copy of this *Release With Order to Appear* shall be given to the accused upon the accused's release. If the accused fails to appear as required by this Order, the judge of the Alpine Municipal Court shall issue a warrant for the arrest of the accused.

SIGNED THIS ____ day of _____, 20__ at _____ o'clock ____m.

Magistrate, Hon. Jodi Cole, Municipal Judge
City of Alpine, Brewster County, Texas

If Interpreter necessary:

Name of Interpreter



Editor's Note: For the accused to be released without bond and ordered to appear before the Municipal Court, the accused must not have been previously convicted of a felony or misdemeanor other than a misdemeanor punishable by fine only.

**MUNICIPAL COURT OF ALPINE SUPPLEMENTAL STANDING ORDER
OCTOBER 2021**

**JUDGE'S STANDING ORDER NO. 22
CITY OF ALPINE CITIZEN COMPLAINANT FILING PROCEDURE**

IT IS ORDERED that the Alpine Municipal Court belongs to all community members, and it is an appropriate venue for a City of Alpine complainant to file a complaint against another citizen or local city agency.

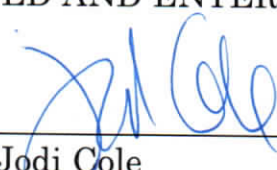
IT IS THEREFORE ORDERED that a form entitled City of Alpine Application for Complaint be made available to the public. *"See Instructions and Form, Attached as Exhibit A."* Any application for complaint may be accepted if it materially complies by providing information required in the Court's form, including a sworn verification.

IT IS ORDERED that this complaint form may also be used for Alpine Municipal School District ("AISD"), so that AISD may file complaints of truancy and any other complaints for which Alpine Municipal Court has jurisdiction to hear.

IT IS ORDERED that the complaint may be filed with the Alpine Municipal Court Clerk, who may refer the complaint to the City Attorney, or directly to the Court if there is a conflict or if the complainant so specifically requests.

IT IS ORDERED that Alpine Municipal Court will endeavor to remain unbiased and fair in any case filed by one citizen against another, and the Court shall recuse itself whenever justice so requires.

SIGNED AND ENTERED on this the 11 day of October, 2021.



Hon. Jodi Cole
Presiding Judge of the Municipal
Court of Alpine, Texas

THESE SPECIFIC POINTS ARE UNDERSTOOD BY THE UNDERSIGNED:

- 1) The citizen must, in good faith, make full, fair, and honest disclosure of all facts and circumstances known to him/her at the time this application for complaint is filed. The facts, as presented, must be in the form of an affidavit and provided under oath. Said affidavit will form the basis of any further investigation and the charging instrument.
- 2) The citizen-complainant must be sworn and sign both the application for complaint and the complaint (when prepared by the city prosecutor).
- 3) The citizen-complainant must be willing to appear in Court to testify against the defendant if the charges are contested (i.e., the accused pleads not guilty).
- 4) The prosecutor reserves the right to subpoena the presence of the citizen-complainant and enforce the subpoena by ordering a police officer to bring the citizen-complainant to Court.
- 5) The defendant may file a counter-complaint if the citizen-complainant has also been involved in some illegal activity. Please be advised that any statement made at this time or in the future to a police officer, prosecutor, or other city investigative personnel may be used against you should the counter-complaint go forward to trial. Please be advised that, when speaking to the prosecutor, the prosecutor represents the State of Texas and no attorney-client relationship is established by any communications with regard to the application for the complaint or any matters related thereto.
- 6) Once this complaint is accepted by the prosecutor and filed with the court, only the judge, upon recommendation of the prosecutor, has the authority to dismiss a complaint.
- 7) If this complaint is about the municipal prosecutor, or the municipal prosecutor has a personal conflict of interest, the Municipal Court will review the complaint, and appoint a special prosecutor.



Citizen-Complainant Signature

Date

CITY OF ALPINE APPLICATION FOR COMPLAINT

DATE: _____

COMPLAINANT'S NAME: _____

ADDRESS: _____

CITY, STATE, ZIP: _____

PHONE (HOME): _____ WORK: _____

NAME OF DEFENDANT: _____

ADDRESS: _____

CITY, STATE, ZIP: _____

PHONE (HOME): _____ WORK: _____

PLACE OF EMPLOYMENT: _____

DOES THE CURRENT ALPINE MUNICIPAL JUDGE AND/OR CITY ATTORNEY AND/OR CITY PROSECUTOR HAVE A CONFLICT OF INTEREST IN THIS COMPLAINT (IE THEY ARE PERSONALLY INVOLVED WITH THE COMPLAINT, SUBJECT OF THE COMPLAINT, RELATED TO PARTIES, FRIENDS WITH PARTIES, HISTORY REPRESENTING PARTY OR OPPOSING PARTY IN PAST OR CURRENT COURT ACTION, THE ALPINE CITY POLICE OR ALPINE LOCAL GOVERNMENT ARE SUBJECTS OF THE COMPLAINT, ETC...)

YES _____ NO _____ NAME(S) AND CONFLICT(S) _____

DESCRIPTION OF DEFENDANT

RACE: _____ SEX: _____ DATE OF BIRTH: _____

WEIGHT: _____ BODY STYLE: _____ AGE: _____

VEHICLE INFORMATION (IF APPLICABLE)

MODEL: _____ MAKE: _____ YEAR: _____

COLOR: _____ BUILD: _____ SPECIAL FEATURES: _____

LICENSE PLATE: _____ STATE OF REGISTRATION: _____

DATE OF OFFENSE: _____ TIME OF OFFENSE: _____

LOCATION OF OFFENSE: _____

TYPE OF PREMISES: _____

WHAT IS YOUR COMPLAINT? (Describe with as much detail as possible – use as many pages as necessary to fully, fairly, and honestly relate all material facts and circumstances.)

LIST OF WITNESSES (Use additional pages if necessary.)

NAME: _____

ADDRESS: _____

CITY, STATE, ZIP: _____

PHONE (HOME): _____ WORK: _____

NAME: _____

ADDRESS: _____

CITY, STATE, ZIP: _____

PHONE (HOME): _____ WORK: _____

NAME: _____

ADDRESS: _____

CITY, STATE, ZIP: _____

PHONE (HOME): _____ WORK: _____

I swear that the statements made herein are within my personal knowledge and are true and correct.

Citizen Complainant's Signature

Date

Court Clerk's Signature

Filing Date

DO NOT WRITE BELOW THIS LINE

REVIEWED BY: _____ (City Prosecutor or
City Judge if City Prosecutor has personal conflict of interest)

RECOMMENDATION: _____

TO: CITY OF ALPINE CITIZEN COMPLAINANT WISHING TO FILE A COMPLAINT AGAINST ANOTHER CITIZEN

THESE SPECIFIC POINTS ARE UNDERSTOOD BY THE UNDERSIGNED:

- 1) The citizen must, in good faith, make full, fair, and honest disclosure of all facts and circumstances known to him/her at the time this application for complaint is filed. The facts, as presented, must be in the form of an affidavit and provided under oath. Said affidavit will form the basis of any further investigation and the charging instrument.
- 2) The citizen-complainant must be sworn and sign both the application for complaint and the complaint (when prepared by the city prosecutor).
- 3) The citizen-complainant must be willing to appear in Court to testify against the defendant if the charges are contested (i.e., the accused pleads not guilty).
- 4) The prosecutor reserves the right to subpoena the presence of the citizen-complainant and enforce the subpoena by ordering a police officer to bring the citizen-complainant to Court.
- 5) The defendant may file a counter-complaint if the citizen-complainant has also been involved in some illegal activity. Please be advised that any statement made at this time or in the future to a police officer, prosecutor, or other city investigative personnel may be used against you should the counter-complaint go forward to trial. Please be advised that, when speaking to the prosecutor, the prosecutor represents the State of Texas and no attorney-client relationship is established by any communications with regard to the application for the complaint or any matters related thereto.
- 6) Once this complaint is accepted by the prosecutor and filed with the court, only the judge, upon recommendation of the prosecutor, has the authority to dismiss a complaint.
- 7) If this complaint is about the municipal prosecutor, or the municipal prosecutor has a personal conflict of interest, the Municipal Court will review the complaint, and appoint a special prosecutor.

Citizen-Complainant Signature

Date

CITY OF ALPINE APPLICATION FOR COMPLAINT

DATE: _____

COMPLAINANT'S NAME: _____

ADDRESS: _____

CITY, STATE, ZIP: _____

PHONE (HOME): _____ WORK: _____

NAME OF DEFENDANT: _____

ADDRESS: _____

CITY, STATE, ZIP: _____

PHONE (HOME): _____ WORK: _____

PLACE OF EMPLOYMENT: _____

DOES THE CURRENT ALPINE MUNICIPAL JUDGE AND/OR CITY ATTORNEY AND/OR CITY PROSECUTOR HAVE A CONFLICT OF INTEREST IN THIS COMPLAINT (IE THEY ARE PERSONALLY INVOLVED WITH THE COMPLAINT, SUBJECT OF THE COMPLAINT, RELATED TO PARTIES, FRIENDS WITH PARTIES, HISTORY REPRESENTING PARTY OR OPPOSING PARTY IN PAST OR CURRENT COURT ACTION, THE ALPINE CITY POLICE OR ALPINE LOCAL GOVERNMENT ARE SUBJECTS OF THE COMPLAINT, ETC...)

YES _____ NO _____ NAME(S) AND CONFLICT(S) _____

DESCRIPTION OF DEFENDANT

RACE: _____ SEX: _____ DATE OF BIRTH: _____

WEIGHT: _____ BODY STYLE: _____ AGE: _____

VEHICLE INFORMATION (IF APPLICABLE)

MODEL: _____ MAKE: _____ YEAR: _____

COLOR: _____ BUILD: _____ SPECIAL FEATURES: _____

LICENSE PLATE: _____ STATE OF REGISTRATION: _____

DATE OF OFFENSE: _____ TIME OF OFFENSE: _____

LOCATION OF OFFENSE: _____

TYPE OF PREMISES: _____

WHAT IS YOUR COMPLAINT? (Describe with as much detail as possible – use as many pages as necessary to fully, fairly, and honestly relate all material facts and circumstances.)

LIST OF WITNESSES (Use additional pages if necessary.)

NAME: _____
ADDRESS: _____
CITY, STATE, ZIP: _____
PHONE (HOME): _____ WORK: _____

NAME: _____
ADDRESS: _____
CITY, STATE, ZIP: _____
PHONE (HOME): _____ WORK: _____

NAME: _____
ADDRESS: _____
CITY, STATE, ZIP: _____
PHONE (HOME): _____ WORK: _____

I swear that the statements made herein are within my personal knowledge and are true and correct.

Citizen Complainant's Signature

Date

Court Clerk's Signature

Filing Date

DO NOT WRITE BELOW THIS LINE

REVIEWED BY: _____ (City Prosecutor or
City Judge if City Prosecutor has personal conflict of interest)

RECOMMENDATION: _____

**MUNICIPAL COURT OF ALPINE SUPPLEMENTAL STANDING ORDER
OCTOBER 2021**

**JUDGE'S STANDING ORDER NO. 23
DISMISSAL OF UNADJUDICATED CASES AND UNEXECUTED ARREST
WARRANTS**

IT IS JUDICIALLY NOTED that there is an excessive number of stale cases on the Alpine Municipal Court docket, many of which were filed while the city did not have an acting prosecutor or judge, many defendants in these cases received notice letters containing material misstatements of the law regarding constitutional rights such as right to a jury trial or right to represent oneself, many defendants were unable to contact the court during regular business hours, many unadjudicated cases were turned over to collections without due process of the law, and many of the cases are now moot (i.e. juveniles are over the age of 21, the defendant is deceased, the witness officer is no longer employed with the City of Alpine, etc).

IT IS ALSO JUDICIALLY NOTED that these stale cases were filed and maintained prior to current Alpine City Council members being placed into positions of service, prior to current City Leadership accepting positions of responsibility, and prior to the current Alpine Police Chief taking the position of leadership for the City of Alpine.

IT IS JUDICIALLY NOTED that maintaining most stale cases on the Alpine Municipal Court's docket is not cost effective, and exposes current Alpine leadership (and community members through current leadership) to future litigation for acts and practices of past civil servants who can no longer be held accountable for past mistakes.

IT IS JUDICIALLY NOTED that any case older than one year is presumed to violate the federal and state constitutional right to a speedy trial, by law.

IT IS THEREFORE ORDERED that, pursuant to this Standing Order, the City Prosecutor shall review all stale cases which are older than a year, in order to determine which cases are appropriate to dismissal, by January, 2022.

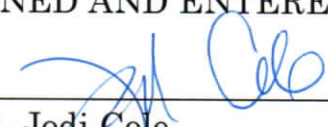
IT IS ORDERED that pursuant to any Standing Motions of the Alpine City Prosecutor filed by the second court date in January, 2022, all unadjudicated cases filed with the Alpine Municipal Court more than **two (2) years** from the date of offense shall be and hereby **DISMISSED**. (*See Form Standing Motion for City Prosecutor, Attached as "Exhibit A."*)

IT IS FURTHER ORDERED that all unexecuted *Alias Capias* warrants for unadjudicated cases included in the Alpine City Attorney's Standing Motion, issued more than **two (2) years** prior from the date of this order shall be and hereby **DISMISSED** upon acceptance of the City Prosecutor's Motion, and all collateral consequences related to such unadjudicated cases shall be **WITHDRAWN**.

IT IS FURTHER ORDERED that during the month of January of any year after 2022, the Clerk of the Court of the City of Alpine shall prepare or cause to be prepared a list of unadjudicated cases pending with the Court for more than **two (2) years** from the date of offense, said list is to be incorporated by reference into the dismissal order for the relevant period, for dismissal pursuant to the Standing Order.

IT IS FURTHER ORDERED that an exception shall be made for stale cases where a defendant has a current case(s) pending before the Alpine Municipal Court, if the stale cases are no older than four years from the date of offense; the stale cases may always be joined to the current pending case(s) for the Alpine City Prosecutor to consider in making a plea agreement or for sentencing consideration for the current case(s). Such stale case(s) shall be resolved along with current cases in a timely manner by the Defendant and Alpine City Prosecutor.

SIGNED AND ENTERED on this the 11 day of October, 2021.



Hon. Jodi Cole
Presiding Judge of the Municipal
Court of Alpine, Texas

CAUSE NO. _____ (ET AL)

CITY OF ALPINE

§

IN THE MUNICIPAL COURT

VS.

§

OF ALPINE

ET AL (first name on list),

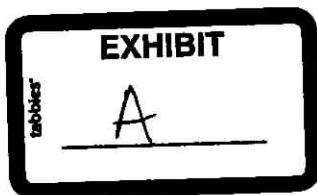
§

BREWSTER COUNTY, TEXAS

CITY OF ALPINE'S BLANKET MOTION TO DISMISS

Comes now City of Alpine, through its Attorney, Mr. Rod Ponton or _____,
and moves the Court to dismiss State v. _____ (first name on list) (Cause
Nos. _____ to _____, ET AL, and moves to dismiss each
unadjudicated cases listed on Exhibit A including ____ cases on pages 1-____, and to recall
each unexecuted warrant in said cases, Exhibit A ending with Cause NO. ____ and this last
name of defendant on list _____, attached hereto and incorporated herein as if
set forth at length. The cases are year _____ to year _____ and some have active alias
arrest warrants and collateral consequences of being turned over to collection agencies, all of
which are requested to be withdrawn. The request is made in the interest of justice for the
City of Alpine.

Wherefore, the City of Alpine requests that these unadjudicated cases be dismissed,
unexecuted warrants withdrawn, and all collateral consequences removed.



Respectfully Submitted:

by Alpine City Attorney or Prosecutor

CAUSE NO. _____ (ET AL)

CITY OF ALPINE

§

IN THE MUNICIPAL COURT

VS.

§

OF ALPINE

ET AL (first name on list),

§

BREWSTER COUNTY, TEXAS

ORDER ON CITY OF ALPINE'S BLANKET MOTION TO DISMISS

On the date below came to be heard the City of Alpine's Blanket Motion to dismiss and the same is granted.

IT IS HEREBY ORDERED that all unadjudicated cases be dismissed, unexecuted arrest warrants withdrawn, and all collateral consequence be removed for cases contained in the City of Alpine's Blanket Motion to Dismiss, Exhibit A, Cause Nos. _____ to _____.

SIGNED the ____ day of January, 2022.

Hon. Jodi Cole
Alpine Municipal Judge

(Seal)

CAUSE NO. _____ (ET AL)

CITY OF ALPINE

§

IN THE MUNICIPAL COURT

VS.

§

OF ALPINE

ET AL (first name on list),

§

BREWSTER COUNTY, TEXAS

CITY OF ALPINE'S BLANKET MOTION TO DISMISS

Comes now City of Alpine, through its Attorney, Mr. Rod Ponton or _____,
and moves the Court to dismiss State v. _____ (first name on list) (Cause
Nos. _____ to _____, ET AL, and moves to dismiss each
unadjudicated cases listed on Exhibit A including ___ cases on pages 1-____, and to recall
each unexecuted warrant in said cases, Exhibit A ending with Cause NO. ____ and this last
name of defendant on list _____, attached hereto and incorporated herein as if
set forth at length. The cases are year _____ to year _____ and some have active alias
arrest warrants and collateral consequences of being turned over to collection agencies, all of
which are requested to be withdrawn. The request is made in the interest of justice for the
City of Alpine.

Wherefore, the City of Alpine requests that these unadjudicated cases be dismissed,
unexecuted warrants withdrawn, and all collateral consequences removed.

Respectfully Submitted:

by Alpine City Attorney or Prosecutor

CAUSE NO. _____ (ET AL)

CITY OF ALPINE

§

IN THE MUNICIPAL COURT

VS.

§

OF ALPINE

ET AL (first name on list),

§

BREWSTER COUNTY, TEXAS

ORDER ON CITY OF ALPINE'S BLANKET MOTION TO DISMISS

On the date below came to be heard the City of Alpine's Blanket Motion to dismiss and the same is granted.

IT IS HEREBY ORDERED that all unadjudicated cases be dismissed, unexecuted arrest warrants withdrawn, and all collateral consequence be removed for cases contained in the City of Alpine's Blanket Motion to Dismiss, Exhibit A, Cause Nos. _____ to _____.

SIGNED the ____ day of January, 2022.

Hon. Jodi Cole
Alpine Municipal Judge

(Seal)