

HOW TO FILE A MOTION TO WITHDRAW A PLEA OF GUILTY¹ TO A CITATION SUBURBAN DIVISION CITATION

THIS MOTION PACKET IS TO BE USED ONLY FOR CITATIONS THAT ORIGINATED IN VIBES

Instructions:

1. Obtain a court date and a copy of the citation at any of the following locations:

Hennepin County Government Center 300 S. 6 th Street Public Service Level Minneapolis MN 55487-0014	Brookdale Courthouse 6125 Shingle Creek Pkwy Suite 200 Brooklyn Center MN 55430	Ridgedale Courthouse 12601 Ridgedale Dr. Suite 300, 3 rd Floor Minnetonka MN 55305	Southdale Courthouse 7009 York Ave S. Suite 214, 2 nd Floor Edina MN 55435
---	--	--	--

2. Fill out the attached Notice of Motion and Motion to Withdraw a Plea of Guilty and sign and date it.
3. Make two copies of the completed Notice of Motion and Motion paperwork. One copy is for you and the other copy must be served upon the prosecutor. A list of all of mailing addresses for the Suburban Division prosecutors is attached.
4. Have a third party (**NOT YOU**) who is 18 years or older, mail a copy of the papers to the other party. They can be mailed on any day EXCEPT a legal holiday. Court Rules require FIRST CLASS MAIL only, not certified or registered mail. The person who mailed the papers to the other party must then complete an Affidavit of Service by Mail.
 - DO NOT have the person fill out the Affidavit of Service by Mail until AFTER they have mailed a copy of the papers to the other party.
 - DO NOT have the person sign the Affidavit of Service by Mail until they are in the presence of a Notary Public or a Deputy Court Administrator.
5. File the **original** Notice of Motion and Motion paperwork, and the **original** Affidavit of Service at any of the locations listed in step #1.
6. **NOTE:** your case **will not** be placed on the Court's calendar until you **file** the original documents which must be done at least seven (7) days prior to the court date.

¹ This statutory notice was provided at the time of your citation: Minnesota Statute §169.91, subd. 3, provides in part, that failure to appear for a petty misdemeanor will be considered a plea of guilty and a waiver of the right to trial.

State of Minnesota

County of Hennepin

District Court

Judicial District: Fourth
Court File Number: _____
Case Type: Criminal

_____ Defendant

**NOTICE OF MOTION AND
MOTION TO WITHDRAW A
PLEA OF GUILTY TO A CITATION**

Section 1

Name:	Date of Birth:
Address:	Driver's License Number:
	Phone Number:

Section 2.

The citation number is: _____ and a copy of the paid citation is attached.

Section 3

I should be allowed to withdraw my plea of guilty entered on _____ for the following reason(s):

Section 4

The court hearing is set for _____, 20____, at _____ A.M./P.M., at the following location:

Date: _____

Signature

Printed name

State of Minnesota

County of Hennepin

District Court

Judicial District: Fourth
Court File Number:
Case Type: Criminal

Affidavit of Service

STATE OF MINNESOTA)
COUNTY OF _____)
(County where Affidavit Signed)

I, _____ being duly sworn upon oath, state that I am at
(Name of person who mailed the documents)

least 18 years of age; that on ____ / ____ / ____ I served the attached documents (**Copy of**

Notice of Motion and Motion) by mailing a true and correct copy to the following party at the following address by placing the documents in the U.S. mail in the City of _____ with sufficient postage:

Prosecuting Attorney for the City of _____
Address _____

Dated: _____

Signature

(Sign only in front of Notary Public or Deputy Court Administrator.)

Sworn/affirmed before me this
_____ day of _____.

Name: _____

Address: _____

City/State/Zip: _____

Telephone: _____

Notary Public \ Deputy Court Administrator

Bloomington Prosecuting Attorney City of Bloomington 1800 West Old Shakopee Rd Bloomington, MN 55431	Hopkins Prosecuting Attorney Chestnut & Cambronne 17 Washington Ave North Suite 300 Minneapolis, MN 55401	New Hope Prosecuting Attorney Jensen & Sondrall, PA 8525 Edinbrook Crossing Suite 201 Brooklyn Park, MN 55443
Brooklyn Center Prosecuting Attorney Carson, Clelland & Schreder 6300 Shingle Creek Pkwy Suite #305 Brooklyn Center, MN 55430	Independence Prosecuting Attorney Carson, Clelland & Schreder 6300 Shingle Creek Pkwy Suite #305 Brooklyn Center, MN 55430	Orono Prosecuting Attorney Kenneth Potts Law Firm 5101 Thimsen Avenue Suite 200 Minnetonka, MN 55345
Brooklyn Park Prosecuting Attorney Colich & Associates 420 Lumber Exchange 10 So 5 th St Minneapolis, MN 55402	LMCD Prosecuting Attorney Tallen & Baertschi 920 Second Ave S Suite 1540 Mpls, MN 55402	Osseo Prosecuting Attorney Tallen & Baertschi 920 Second Ave S Suite 1540 Mpls, MN 55402
Champlin Prosecuting Attorney Barna, Guzy & Steffen, Ltd. 400 Northtown Financial Plaza 200 Coon Rapids Blvd Mpls, MN 55433-5894	Long Lake Prosecuting Attorney Carson, Clelland & Schreder 6300 Shingle Creek Pkwy Suite #305 Brooklyn Center, MN 55430	Plymouth Prosecuting Attorney Campbell Knutson Professional Association 1380 Corporate Ctr Curve 317 Eagandale Office Ctr Eagan, MN 55121
Corcoran Prosecuting Attorney Carson, Clelland & Schreder 6300 Shingle Creek Pkwy Suite #305 Brooklyn Center, MN 55430	Loretto Prosecuting Attorney Tallen & Baertschi 920 Second Ave S Suite 1540 Mpls, MN 55402	Richfield Prosecuting Attorney Martin Costello Law Office 6700 Portland Ave South Richfield, MN 55423
Crystal Prosecuting Attorney MacMillan, Wallace, Athanases & Patera 9220 Bass Lake Road, Suite 355 Minneapolis, MN 55428	Maple Grove Prosecuting Attorney Tallen & Baertschi 920 Second Ave S Suite 1540 Mpls, MN 55402	Robbinsdale Prosecuting Attorney Tallen & Baertschi 920 Second Ave S Suite 1540 Mpls, MN 55402
Dayton Prosecuting Attorney Carson, Clelland & Schreder 6300 Shingle Creek Pkwy Brooklyn Center, MN 55430	Maple Plain Prosecuting Attorney Carson, Clelland & Schreder 6300 Shingle Creek Pkwy Brooklyn Center, MN 55430	Rockford Prosecuting Attorney Tallen & Baertschi 920 Second Ave S Suite 1540 Mpls, MN 55402
Deephaven Prosecuting Attorney Tallen & Baertschi 920 Second Ave S Suite 1540 Mpls, MN 55402	Medicine Lake Prosecuting Attorney Chestnut & Cambronne 17 Washington Ave North Suite 300 Minneapolis, MN 55401	Rogers Prosecuting Attorney Carson, Clelland & Schreder 6300 Shingle Creek Pkwy Suite #305 Brooklyn Center, MN 55430
Eden Prairie Prosecuting Attorney Gregerson, Rosow, Johnson & Nilan 650 Third Avenue South Suite 1600 Minneapolis, MN 55402	Medina Prosecuting Attorney Tallen & Baertschi 920 Second Ave S Suite 1540 Mpls, MN 55402	St. Bonifacius Prosecuting Attorney Kenneth Potts Law Firm 5101 Thimsen Avenue Suite 200 Minnetonka, MN 55345
Edina Prosecuting Attorney Leach Law Office 6465 Wayzata Blvd Suite 115 St. Louis Park, MN 55426	Metropolitan Airport Commission Prosecuting Attorney Chestnut & Cambronne 17 Washington Ave North Suite 300 Minneapolis, MN 55401	St. Louis Park Prosecuting Attorney Colich & Associates 420 Lumber Exchange 10 So 5 th St Minneapolis, MN 55402
Excelsior Prosecuting Attorney Kenneth Potts Law Firm 5101 Thimsen Avenue Suite 200 Minnetonka, MN 55345	Metropolitan Transit – MOA – Prosecuting Attorney City of Bloomington 1800 West Old Shakopee Rd Bloomington, MN 55431	Shorewood Prosecuting Attorney Kenneth Potts Law Firm 5101 Thimsen Avenue Suite 200 Minnetonka, MN 55345
Golden Valley Prosecuting Attorney Chestnut & Cambronne 17 Washington Ave North Suite 300 Minneapolis, MN 55401	Minnetonka Prosecuting Attorney City of Minnetonka 14600 Minnetonka Blvd Minnetonka, MN 55343	Spring Park Prosecuting Attorney Gregory Keller Law Office 351 Second St Excelsior, MN 55331
Greenfield Prosecuting Attorney Carson, Clelland & Schreder 6300 Shingle Creek Pkwy Suite #305 Brooklyn Center, MN 55430	Minnetonka Beach Prosecuting Attorney Kenneth Potts Law Firm 5101 Thimsen Avenue Suite 200 Minnetonka, MN 55345	Tonka Bay Prosecuting Attorney Kenneth Potts Law Firm 5101 Thimsen Avenue Suite 200 Minnetonka, MN 55345
Greenwood Prosecuting Attorney Gregory Keller Law Office 351 Second St Excelsior, MN 55331	Minnetrista Prosecuting Attorney Kenneth Potts Law Firm 5101 Thimsen Avenue Suite 200 Minnetonka, MN 55345	Wayzata Prosecuting Attorney Jeffrey W. Lambert, P.A. 1000 Twelve Oaks Center Drive #101 Wayzata, MN 55391
Hanover Prosecuting Attorney Carson, Clelland & Schreder 6300 Shingle Creek Pkwy Suite #305 Brooklyn Center, MN 55430	Mound Prosecuting Attorney Kenneth Potts Law Firm 5101 Thimsen Avenue Suite 200 Minnetonka, MN 55345	Woodland Prosecuting Attorney Tallen & Baertschi 920 Second Ave S Suite 1540 Mpls, MN 55402

Suburban Hennepin County Courts

Suburban Courthouse	Cities
<p>Brookdale Courthouse (Division II) 6125 Shingle Creek Parkway Brooklyn Center, MN 55430 612.348.2040</p>	<p>Brooklyn Center, Brooklyn Park, Champlin, Corcoran, Crystal, Dayton, Greenfield, Hanover, New Hope, Osseo, Robbinsdale, Rockford and Rogers.</p>
<p>Ridgedale Courthouse (Division III) 12601 Ridgedale Drive, Suite 300 Minnetonka, MN 55305 612.348.2040</p>	<p>Deephaven, Eden Prairie, Excelsior, Golden Valley, Greenwood, Hopkins, Independence, LMCD, Long Lake, Loretto, Maple Grove, Maple Plain, Medicine Lake, Medina, Minnetonka, Minnetonka Beach, Minnetrista, Mound, Orono, Plymouth, Shorewood, Spring Park, St. Bonifacius, Tonka Bay, Wayzata and Woodland.</p>
<p>Southdale Courthouse (Division IV) 7009 York Avenue South, Suite 214 Edina, MN 55435 612.348.2040</p>	<p>Airport (MAC), Bloomington, Edina, Richfield and St. Louis Park.</p>