

IN THE MATTER
OF

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IN THE 304TH DISTRICT COURT
DALLAS COUNTY, TEXAS
SITTING AS A JUVENILE COURT

**MOTION TO EXCUSE SEX OFFENDER REGISTRATION RETROACTIVELY
(DEREGISTRATION)**

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW Respondent in the above styled and numbered cause, who files this Motion to Excuse Sex Offender Registration Retroactively, or in the alternative, make his registration requirements “non-public” as provided in Texas Code of Criminal Procedure Article 62.353, and in support thereof would show the court as follows:

I.

Respondent’s date of birth is _____ and he is currently ___years of age. Respondent was adjudicated delinquent on the ___ day of _____, ___ for the offense of _____ which is covered under the sex offender registration laws by Article 62.001 of the Texas Code of Criminal Procedure.

II.

Respondent has registered as a sex offender for said adjudication of delinquent conduct as required by law.

III.

A previous motion has not been filed under Article 62.353(c) of the Texas Code of Criminal Procedure.

IV.

Those public and private agencies and organizations that possess sex offender registration information about this case are listed in Exhibit “A” and incorporated herein for all intents and purposes.

V.

Respondent is a suitable candidate for an order of this court excusing registration as a sex offender for the following reasons:

- (1) The protection of the public would not be increased by registration of the respondent as a sex offender, or
- (2) Any potential increase in protection of the public resulting from registration is clearly outweighed by the anticipated substantial harm to the respondent and the respondent’s family that would result from registration as a sex offender.

VI.

Respondent moves this Court to take judicial notice of or consider as a learned treatise the pamphlet entitled "Juveniles Who Have Sexually Offended, A Review of the Professional Literature", published by the U.S. Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention, which may be obtained through the Juvenile Justice Clearinghouse, P.O. Box 6000, Rockville, MD 20849-6000, 800/638-8736, www.puborder@ncjrs.org. This paragraph is intended to comply with Article 62.351(b) of the Texas Code of Criminal Procedure in that it puts all parties on notice of written matter which Respondent will request that the Court consider.

WHEREFORE, PREMISES CONSIDERED, Respondent requests a hearing on this motion and prays that this court excuse sex offender registration or, in the alternative, make his registration requirements "non-public" as authorized by Article 62.353 of the Texas Code of Criminal Procedure, and for such other relief requested herein or authorized by law.

Respectfully submitted,

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing Motion was served on the District Attorney of Dallas County by personal delivery on the same date of filing herewith.

FIAT

The foregoing motion has been set for hearing before the District Court Judge for the 304th District Court at _____ o'clock ____ m. on the ____ day of _____, 200_.

Presiding Judge