



CASE NO. 22-371552

THE STATE OF TEXAS

§ IN COUNTY COURT

V.

§

§ AT LAW 4

§

JAMES MICHAEL SOTELO

§ MONTGOMERY COUNTY, TEXAS

D.O.B.: 09/16/2002 SEX: MALE RACE.:WHITE

§

STATE ID NO.: TX-17927165

§

MOTION TO DISMISS

OFFENSE: UNLAWFUL CARRY WEAPON ( CLASS A MISDEMEANOR)

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES the State of Texas, by and through her District Attorney, and respectfully requests the Court to dismiss the above entitled and number criminal action for the following reason:

- Cannot prove beyond a reasonable doubt.
- The Defendant pled guilty in cause number(s) - \_\_\_\_\_
- In custody elsewhere. \_\_\_\_\_
- Old case, no arrest.
- In the interest of justice.
- Missing witness. \_\_\_\_\_
- Request of complaining witness. \_\_\_\_\_
- The Defendant is deceased.
- Motion to suppress granted.
- Co-Defendant tried, this Defendant testified. \_\_\_\_\_
- Insufficient evidence.
- Restitution made.
- Co-Defendant convicted , insufficient evidence for this Defendant.
- Case refiled as Cause No. \_\_\_\_\_
- Clearance Letter.
- No billed by Grand Jury
- Successfully completed terms of Pretrial Diversion
- Other.

EXPLANATION: DEFENDANT HAS PENDING MURDER CHARGES; FORFEITURE OF WEAPON

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

Respectfully submitted,

Assistant District Attorney  
Montgomery County, Texas

The forgoing motion having been presented to me On This The 11th Day Of October, 2023 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.

HON JUDGE E. J. HUTSON