IN THE COUNTY COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT

IN AND FOR BROWARD COUNTY, FLORIDA

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| STATE OF FLORIDA | CASE NO: <\*\*\*CASE NUMBER\*\*\*> |
|  |  |
| v. |  |
|  |  |
| <\*\*\*CLIENT NAME\*\*\*> | DIVISION:<\*\*\*JUDGE/DIVISION\*\*\*> |

**MOTION TO WITHDRAW CAPIAS AND**

**RELEASE DEFENDANT ON OWN RECOGNIZANCE**

 Defendant, <\*\*\*CLIENT NAME\*\*\*>, by and through the undersigned attorney, requests this Court to withdraw the capias issued for the arrest of Defendant and release him on his own recognizance, and shows the following:

 1. Defendant is charged with <\*\*\*CHARGE(S)\*\*\*>;

 2. Defendant was arrested on <\*\*\*ARREST DATE\*\*\*> and failed to appear for court on <\*\*\*COURT DATE\*\*\*>;

 3. Fla. R. Crim. P. 3.131(a) provides that unless charged with a capital offense or an offense punishable by life imprisonment and the proof of guilt is evident or the resumption is great, every person charged with a crime or violation of ordinance is entitled to pretrial release subject to reasonable conditions.

 4. Fla. R. Crim. P. 3.131(b) further provides that there is a presumption in favor of release on nonmonetary conditions for any person granted pretrial release.

 5. Release of Defendant on recognizance will reasonably protect the community from physical harm, assure the appearance of Defendant at further proceedings, and assure the integrity of the judicial process. Defendant has shown through his willingness to voluntarily surrender to this Court, hiring counsel and <\*\*\*ANY OTHER REASON YOU CAN THINK OF\*\*\*> that he will make all future appearances ordered by the Court.

 **WHEREFORE,** Defendant requests that this Court withdraw the capias issued and release Defendant on his own recognizance.

**Certificate of Service**

 I certify that a copy hereof has been furnished to the Office of the State Attorney in and for Broward County, Florida by Electronic Mail on <\*\*\*DATE OF SERVICE\*\*\*>.

Respectfully submitted,

<\*\*\*SIGNATURE BLOCK\*\*\*>