

****THIS IS NOT A SUBSTITUTE FOR THE ADVICE OF AN ATTORNEY****

STATE OF TEXAS §

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COUNTY OF _____ §

Affidavit for Non-Prosecution

KNOW ALL MEN BY THESE PRESENTS

That the undersigned person does hereby make the following Affidavit for Non-Prosecution in the matter of the State of Texas vs. _____, the latter being charged with _____, under [Section ____] or [Chapter ____] of the Texas Penal Code. OR That the undersigned person does hereby make the following Affidavit For Non-Prosecution in the matter of The State of Texas vs. _____, the latter having been arrested by the _____ on _____ and charged with the offense of _____.

"My name is _____ and I am 18 years of age or older. I am the complaining witness against _____, the Defendant in the above referenced case. It is my wish and desire that all charges in relation to these matters be dismissed, that there be no further action taken thereon and I do not intend to pursue the prosecution of said Defendant. I would further express my desire and intention not to appear as a witness against _____ [before the Grand Jury or] in any court of law pertaining to this matter and I would request that I not be subpoenaed to do so.

"I am not making this Affidavit to frustrate the ends of justice, nor have I been

offered any benefit to testify falsely, to withhold testimony, to elude legal process or absent myself from any official legal proceedings.

"I am making this Affidavit voluntarily, of my own free will, free of any duress or coercion. If the charges against _____ are dismissed, I will in no way disparage or complain of [the Grand Jury,] [Name of District Attorney] or the _____ County District Attorney's office for failure to prosecute this case."

WITNESS MY HAND this _____ day of _____, 20____.

NAME

STATE OF TEXAS

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COUNTY OF _____

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Acknowledgment

BEFORE ME, the undersigned authority, on this day personally appeared _____, known to me to be the person whose name is subscribed to the above and foregoing instrument, and acknowledged to me that he/she executed the same for the purposes and considerations therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this _____ day of _____, 20____.

Notary Public in and for the State of Texas