

**In the Municipal Court for the City of Pendleton  
Umatilla County, State of Oregon**

City of Pendleton	)	<b>MOTION FOR ORDER EXTENDING</b>
	)	<b>DIVERSION PERIOD</b>
vs.	)	
	)	Case No.
	)	Citation No.
Defendant Name	)	

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I am the above-named defendant in this case, and I am making the motion to the Court for an order extending the period of the DUII diversion agreement. My one-year diversion ends . In submitting this motion, I offer the following information:

1. I have made a good faith effort to complete the conditions of the diversion agreement:
  - a. I have completed the following conditions of the agreement:  
\_\_\_\_\_  
\_\_\_\_\_
  - b. I have not completed the following conditions of the agreement:  
\_\_\_\_\_  
\_\_\_\_\_
  - c. I have not completed the diversion conditions in "b" because (explain):  
\_\_\_\_\_  
\_\_\_\_\_
  
2. I am requesting the agreement be extended for \_\_\_\_\_ days (insert days, no more than 180 days unless you are on active duty in the military) and submit that I can complete the conditions of the diversion agreement within that time because (explain): \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
  
3. I have not been granted a previous extension of the diversion agreement under ORS 813.225.
  
4. I understand that:
  - a. If I comply with the conditions of the diversion agreement within the extended diversion period, the Court may dismiss the charge if I file a motion under ORS 813.250.
  - b. If I fail to comply with the diversion agreement within the extended diversion period, the Court will proceed to sentence me without a trial.

5. I understand the following:
- a. If I comply with the conditions of the diversion agreement within the extended diversion period requested herein, the Court may dismiss the charge with prejudice if I file a motion under ORS 813.250;
  - b. If I fail to comply with the diversion agreement within the extended diversion period, the Court will enter a judgment of conviction on the DUII charge and will sentence me.
6. Please check this box if the following applies to you: I am a member of the Armed Forces of the United States, National Guard, or reserved Armed Forces. I have been called to active duty or received orders that I will be called to active duty. The military service will prevent me from completing the conditions of the diversion agreement and no comparable treatment program is available because (explain):

This motion and proposed order is respectfully submitted by:

Defendant Name	Defendant Signature	Date
Address	City	Phone #

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**FINDING:**

The Court finds the defendant named in the above motion  DID MAKE  DID NOT MAKE a good faith effort to complete the conditions of the diversion agreement and that the defendant  CAN  CANNOT complete the conditions of the diversion agreement in the requested extended diversion period.

**ORDER:**

The above Motion for Order Extending the Diversion Period in this case is:  
 ALLOWED  DENIED.

The Court orders the diversion period in this case be extended for \_\_\_\_\_ days (no longer than 180 days unless on active military duty) beginning on \_\_\_\_\_ and ending on \_\_\_\_\_

Name of Judge	Signature of Judge	Date
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