

Sample Form 22

**ORDER OF RELEASE AND GRANT OF MOTION TO DISMISS FOR DEFECT
IN COMMENCEMENT OF THE PROCEEDINGS OR IN THE CHARGE**

State of Alabama

v.

Defendant

Case Number

STATE OF ALABAMA

In the _____

Court of _____

On motion of the defendant, _____,
and it appearing to the Court that there was a defect in the
commencement of the proceedings or in the charge namely:

It is ORDERED BY THE COURT that

- [] the defendant be released from custody;
[] the defendant be held in custody until
_____, pending the filing of a
new charge.
[] the defendant's pre-trial release be continued
until _____, Pending the filing
of a new charge.*

Date

Judge

* Upon motion of the District Attorney

Rule 15.5