CAUSE NO. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

WARRANT NO.

*(Assault Family/Household Member w/ Previous Conviction)*

THE STATE OF TEXAS § IN THE COUNTY CRIMINAL §

vs. § COURT NO. \_\_\_\_\_\_ §

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ § HAYS COUNTY, TEXAS

**AFFIDAVIT OF NON-PROSECUTION**

**AFFIDAVIT IN ANY FACT**

 BEFORE ME, a Notary Public in and for the State of Texas, on this date personally appeared the undersigned affiant, [VICTIM'S NAME], who after being duly sworn stated the following under oath, deposes and says:

 "My name is [VICTIM'S NAME]. I am over the age of 18, am fully competent to make this affidavit, and have never been convicted of a felony or a crime of moral turpitude. The statements contained herein are true and correct.

 "I am the complaining witness in the above cause in which [DEFENDANT'S NAME] was arrested. I do not wish to pursue charges against [DEFENDANT'S NAME]. I respectfully ask the prosecution to dismiss the case against [DEFENDANT'S NAME]. I will not voluntarily participate or cooperate in his prosecution.

Explain what happened here:

 "On [DATE] my [HUSBAND] [DEFENDANT'S NAME] and I got into a argument......

 "If the charges are dismissed, I will not in any way hold the offices of the District Attorney, the Police Department, the Sheriff of Hays County, or the State of Texas responsible for the dismissal of the charges, or for any actions of [DEFENDANT'S NAME] or any other result that may occur following such dismissal.

 "I have executed this affidavit freely and voluntarily. I have not acted under duress in executing the affidavit, nor have I received any payment for the execution of said affidavit. It is my free and voluntary act."

 **FURTHER AFFIANT SAYETH NO MORE**

 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Affiant/Victim's name

 SWORN TO AND SUBSCRIBED before me, a Notary Public in and for the State of Texas, on this the \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 2014.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Notary Public, State of Texas