

**Superior Court of Washington
County of Chelan**

State of Washington, Plaintiff,
vs.

Defendant. DOB

No.
**Motion to Vacate Conviction
Pursuant to *State v. Blake***
(Other Counts – No Resentencing)

I. Motion

I, the undersigned request the court grant an order vacating Count(s) _____ of my conviction pursuant to *State v. Blake*, 197 Wn.2d 170 (2021). I am also requesting the court waive any non-restitution LFO interest in this case and in the following cases: _____

Dated: _____

_____ Defendant/Defendant's Attorney

II. Declaration

I am the defendant in the above action and declare that I have provided a copy of this notice to the Chelan County Prosecuting Attorney's Office:

- 2.1 I was convicted of either RCW 69.50.4013(1) or RCW 69.50.401(d) between 1979 and 2003, in the count(s) listed above, in addition to at least one other count.
- 2.2 I am not requesting resentencing in this matter.
- 2.3 If the State agrees with this motion by presenting a written order within fourteen days, I agree that this matter may be handled *ex parte* by written order.
- 2.4 If the State does not agree with this motion, I request the court set a hearing and I request the appointment of an attorney at public expense because I am indigent and I have attached an affidavit of indigency to this motion.
- 2.5 I understand that I may be entitled to a refund of a portion of my paid legal financial obligations and that such refund may be subject to other unpaid legal financial obligations.

I declare under penalty of perjury under the laws of the state of Washington that the foregoing is true and correct.

Signed at (city) _____, (state) _____ on (date) _____.

Signature of Defendant

Print Name

Current Mailing Address: _____

Failure to legibly include a current mailing address may delay the process of eligible refunds.