

MICHAEL D. ESPLIN (1009)
ESPLIN | WEIGHT
Attorneys for Defendant
290 West Center Street
P.O. Box "L"
Provo, UT 84603-0200
Telephone: 801-373-4912
Facsimile: 801-371-6964


IN THE FOURTH JUDICIAL DISTRICT COURT IN AND FOR
UTAH COUNTY, STATE OF UTAH – AMERICAN FORK DEPARTMENT

| | | |
|--------------------|---|-------------------------|
| STATE OF UTAH, | : | REQUEST TO SUMBIT |
| | : | DEFENDANT’S MOTION TO |
| Plaintiff, | : | DISMISS FOR DECISION |
| | : | |
| vs. | : | |
| | : | Case No. 121101477 |
| DAVID LEE HAMBLIN, | : | |
| | : | Judge Christine Johnson |
| Defendant. | : | |

COMES NOW defendant, by and through his counsel, Michael D. Esplin, pursuant to the provisions of Rule 12, Utah Rules of Criminal Procedure, and requests that his Motion to Dismiss filed with the Court on February 14, 2013, be submitted to the Court for decision. The time allowed for the plaintiff’s response has passed with no response having been filed. No request for an evidentiary hearing has been requested by either party. Therefore, defendant requests his motion to dismiss be submitted to the Court for a ruling.

Dated this 15th day of March, 2013.

ESPLIN|WEIGHT

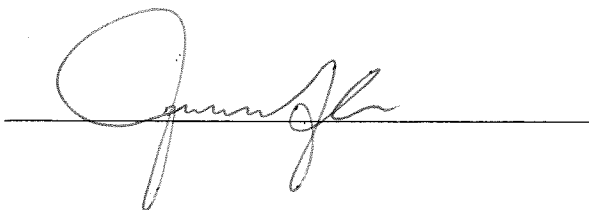

MICHAEL D. ESPLIN
Attorney for Defendant

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document, specifically identified hereafter, was served by the method indicated below to the following individuals on the date affixed below:

| | |
|----------|-------------------------------------|
| Document | REQUEST TO SUBMIT MOTION TO DISMISS |
|----------|-------------------------------------|

| Name/Title or Interest in Case/Address | Method |
|---|---|
| Jeffrey R. Buhman Utah County Attorney David Sturgill Deputy Utah County Attorney 100 East Center Street, Suite 2100 Provo, UT 84606 | U.S. mail, postage prepaid Facsimile: 801-851-8051 |



Date: 3-15-13