**STATE OF ILLINOIS**

 **IN THE CIRCUIT COURT OF THE 18TH JUDICIAL CIRCUIT**

 **COUNTY OF DU PAGE**

PEOPLE OF THE STATE OF ILLINOIS )

 PLAINTIFF, )

)

) CRIMINAL

VS. ) No.

)

)

 )

 DEFENDANT. )

 **MOTION TO DISMISS**

NOW COMES the defendant, , by his attorney, pursuant to Ill. Comp. Stat., Ch. 725, sec. 5/114-1 (a)(1), and moves this Honorable Court to enter an order dismissing the charges in the above-entitled cause. In support of the motion, the defendant states as follows:

1. Defendant was arrested on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ , and charged with, the offense of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

2. The State has not brought the defendant to trial within 120 days of his arrest.

3. Defendant has been in custody on these charges for a period of \_\_\_\_\_\_\_\_\_\_ days.

WHEREFORE, the defendant prays that this Court enter an order dismissing the charges in the above-entitled cause.

, Defendant

By\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 , His Attorney