

**FILED**  
**KCDC, Kent Courthouse**  
**MAY 28 2008**

**IN THE KING COUNTY DISTRICT COURT OF WASHINGTON**  
**SOUTH DIVISION, KENT COURTHOUSE**

CITY OF COVINGTON,

Plaintiff,

vs.

GEOFF HARRISON SIMPSON,

Defendant.

NO. Y80100611

**MOTION AND ORDER TO  
DISMISS WITHOUT  
PREJUDICE AND RECALL NO  
CONTACT ORDER**

[Clerk's Action Required]

**MOTION**

COMES NOW, Plaintiff, City of Covington, by and through its prosecuting attorney, Thomas R. Hargan, and hereby moves this Court for an order dismissing this case without prejudice and recalling the issued No Contact Order, in the interest of justice, for the following reasons:

Based on all of the information obtained in the present matter, the City no longer believes it has a sufficient evidence to go forward with the charges herein. In regards to Count One, Assault in the Fourth Degree – DV, the City does not believe that there is sufficient evidence to prove that the conduct of the defendant was not legally justifiable. Without the predicate domestic violence offense, the City is likewise unable to go forward with Count Two, Interfering with the Reporting of Domestic Violence. In addition, based on the alleged victim's stated intentions for calling 911 at the time of the incident, there is no evidence that the alleged victim was calling 911 to specifically report a domestic violence incident or that the defendant would

MOTION AND ORDER TO DISMISS WITHOUT  
PREJUDICE AND RECALL NO CONTACT ORDER - 1

LAW OFFICES OF  
THOMAS R. HARGAN, PLLC (206) 718-3061  
PO BOX 737  
BLACK DIAMOND, WA 98010  
FAX (360) 886-5117

May 27 08 02:09p


Thomas Hargan

3608865117

p.3

1 have reason to believe that she was calling to report domestic violence. Therefore, in the interest  
2 of justice, the City of Covington wishes to dismiss this matter without prejudice.

3 DATED this 20<sup>th</sup> day of May, 2008.

4  
5 By:   
6 Thomas R. Hargan, WSBA # 31498  
7 Prosecuting Attorney for Covington

8 **ORDER**


9 IT IS HEREBY ORDERED, ADJUDGED and DECREED that this case is dismissed  
10 without prejudice and without costs.

11 IT IS FURTHER ORDER that the No Contact Order issued in this case shall be recalled.

12 DATED this 20<sup>th</sup> day of May, 2008

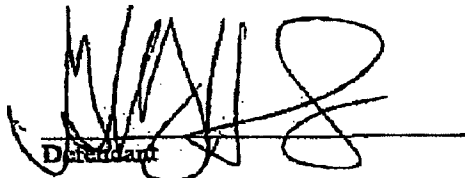
13  
14   
15 JUDGE

16 Presented by:

17  
18   
19 Thomas R. Hargan, WSBA # 31498  
20 Prosecuting Attorney for Covington

21 Copy Received; Notice of Presentation Waived:

22  
23   
24 Todd Maybrow, WSBA # 18557  
25 Attorney for Defendant

  
Defendant

MOTION AND ORDER TO DISMISS WITHOUT  
PREJUDICE AND RECALL NO CONTACT ORDER - 2

LAW OFFICES OF  
THOMAS R. HARGAN, PLLC (360) 718-3061  
PO BOX 737  
BLACK DIAMOND, WA 98010  
FAX (360) 886-5117