

1 Richard J. Quigley, pro. se.  
2 2860 Porter Street, pmb 12  
3 Soquel, CA 95073  
4 831-661-0388  
5  
6  
7

8 **THE SUPERIOR COURT OF CALIFORNIA**  
9 **IN AND FOR THE COUNTY OF SANTA CRUZ**  
10

11	<b>People of the State of California,</b>	)	<b>Case #: 3WMO18538</b>
12		)	
13	Plaintiff.	)	<b>NOTICE OF</b>
14	vs.	)	<b>MOTION TO</b>
15	<b>Richard J. Quigley</b>	)	<b>DISMISS CHARGES</b>
16		)	<b>Date: June 11, 2004</b>
17	Defendant.	)	<b>Time: 1:30 p.m.</b>
		)	<b>Department 12</b>

18  
19 **MOTION TO DISMISS**

20 PLEASE TAKE NOTICE that on June 11, 2004, at the hour of 1:30  
21 p.m. or as soon thereafter as the motion may be heard in the courtroom  
22 of Department 12 of the above-entitled court, the defendant will move  
23 to dismiss all allegations of alleged violations of CVC §27803(b)  
24 against the defendant on two separate grounds: (1) the statute is uncon-  
25 stitutionally vague as written, interpreted and enforced; and (2) because  
26 the prosecution cannot make a case showing the requisite probable  
27 cause for the citing officers to have issued the at-issue citations, much  
28 less for prosecuting the case.

1           The Motion to Dismiss will be based on the attached Points and  
2 Authorities in Support of a Motion to Dismiss, Exhibits A-Z, all other  
3 records and documents filed in this matter to date and on arguments  
4 made and testimony taken on the date of the hearing.

5           May 24, 2004

6  
7 \_\_\_\_\_  
8 Richard Quigley, pro se  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28