

ORIGINAL



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LAS VEGAS MUNICIPAL COURT
CLARK COUNTY, NEVADA

CITY OF LAS VEGAS,

Plaintiff,

CASE NO.: 24-006842
DEPT NO.: 1

vs.

JOSE MARIA DECASTRO
ID#: 1669561

Defendant.

**NOTICE OF DISMISSAL WITHOUT
PREJUDICE PURSUANT TO
NRS 174.085(5)**

NRS 174.085(5) provides:

5. The prosecuting attorney, in a case that he has initiated, may voluntarily dismiss a complaint:

(a) Before a preliminary hearing if the crime with which the defendant is charged is a felony or gross misdemeanor; or

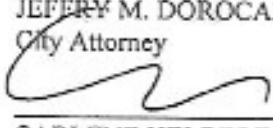
(b) Before trial if the crime with which the defendant is charged is a misdemeanor, *without prejudice* to the right to file another complaint, unless the State of Nevada has previously filed a complaint against the defendant which was dismissed at the request of the prosecuting attorney. After the dismissal, the court shall order the defendant released from custody or, if he is released on bail, exonerate the obligors and release any bail. (Emphasis added).

PLEASE TAKE NOTICE that the Plaintiff, City of Las Vegas, does hereby voluntarily dismiss the complaint against the above-captioned Defendant. As this is the first such voluntary dismissal against the Defendant, this Dismissal shall be without prejudice to the City's right to file another complaint against the Defendant within the one-year statute of limitations pursuant to NRS 174.085 as applied in Sheriff, Washoe County v. Marcus, 995 P.2d 1016 (2000).

Dated: August 8, 2024

JEFFRY M. DOROCAK
City Attorney

BY:


CARLENE HELBERT
Bar # 9830
ASSISTANT CITY ATTORNEY