

Sample for Reference Purposes Only. Forms have bilingual format for your convenience, but must be completed and filed with the court in English. 表格样本, 仅供参考. 为了提供便利, 表格采用双语格式, 但 向法院提交的表格必须用英语填写。



巡回法院 马里兰州地方法院 _____

City/County
市/县 _____

Located at _____
地址 _____

Court Address
法院地址 _____

Telephone _____
电话 _____

Case No. _____
案件编号 _____

STATE OF MARYLAND
马里兰州

vs.
诉

Defendant
被告

MOTION TO VACATE JUDGMENT OF CONVICTION
动议之宣布定罪判决无效
UNDER CRIMINAL PROCEDURE § 8-302
根据《刑事诉讼程序》第 8-302 条

I move to vacate the judgment of conviction in the above captioned case. On _____ Date

本人申请宣布上文标题所述案件中的定罪判决无效。日期: _____ 日期

I was convicted of the following qualifying offense as a result of being a victim of human trafficking:
因本人是人口贩卖的受害者, 本人曾被判犯有以下符合条件的罪行:

- unnatural or perverted sexual practice under § 3-322 of the Criminal Law Article as that offense existed before Oct. 1, 2023
《刑法条例》第 3-322 条规定的非正常或变态性行为, 如同该罪行存在于 2023 年 10 月 1 日之前
- possessing or administering a controlled dangerous substance under § 5-601 of the Criminal Law Article
持有或提供《刑法条例》第 5-601 条规定的受管制危险物质
- possessing or purchasing a noncontrolled substance under § 5-618 of the Criminal Law Article
持有或购买《刑法条例》第 5-618 条规定的未受管制物质
- possessing or distributing controlled paraphernalia under § 5-620(a)(2) of the Criminal Law Article
持有或分发《刑法条例》第 5-620(a)(2) 条规定的受管制用具
- fourth-degree burglary under § 6-205 of the Criminal Law Article
《刑法条例》第 6-205 条规定的四级入室盗窃
- malicious destruction of property in the lesser degree under § 6-301(c) of the Criminal Law Article
《刑法条例》第 6-301 条规定的蓄意破坏财产, 但情节较轻
- a trespass offense under Title 6, Subtitle 4 of the Criminal Law Article
《刑法条例》第 6 编第 4 子编规定的非法侵入罪行
- misdemeanor theft under § 7-104 of the Criminal Law Article
《刑法条例》第 7-104 条规定的盗窃, 但情节较轻
- misdemeanor obtaining property or services by bad check under § 8-103 of the Criminal Law Article
《刑法条例》第 8-103 条规定的利用空头支票获取财产或服务, 但情节较轻
- possession or use of a fraudulent government identification document under § 8-303 of the Criminal Law Article
《刑法条例》第 8-303 条规定的持有或使用伪造的政府身份证件
- public assistance fraud under § 8-503 of the Criminal Law Article
《刑法条例》第 8-503 条规定的公共援助欺诈
- false statement to a law enforcement officer or public official under § 9-501, § 9-502, or § 9-503 of the Criminal Law Article
《刑法条例》第 9-501、9-502 或 9-503 条规定的向执法官员或公职人员虚假陈述
- disturbing the public peace and disorderly conduct under § 10-201 of the Criminal Law Article
《刑法条例》第 10-201 条规定的扰乱治安
- indecent exposure under § 11-107 of the Criminal Law Article
《刑法条例》第 11-107 条规定的猥亵露体
- prostitution under § 11-303 of the Criminal Law Article
《刑法条例》第 11-303 条规定的卖淫

- driving with a suspended registration under § 13-401(h) of the Transportation Article
《交通条例》第 13-401(h) 条规定的在车辆登记暂停的情况下驾驶
- failure to display registration under § 13-409(b) of the Transportation Article
《交通条例》第 13-409(b) 条规定的未出示登记证明
- driving without a license under § 16-101 of the Transportation Article
《交通条例》第 16-101 条规定的无证驾驶
- failure to display license to police under § 16-112(c) of the Transportation Article
《交通条例》第 16-112(c) 条规定的未向交警出示驾照
- possession of a suspended license under § 16-301(j) of the Transportation Article
《交通条例》第 16-301(j) 条规定的持有被吊销的驾照
- driving while privilege is canceled, suspended, refused, or revoked under § 16-303 of the Transportation Article
《交通条例》第 16-303 条规定的在驾驶权被取消、暂停、拒绝或撤销的情况下驾驶
- owner failure to maintain security on a vehicle under § 17-104(b) of the Transportation Article
《交通条例》第 17-104(b) 条规定的车主未能维护车辆安全
- driving while uninsured under § 17-107 of the Transportation Article
《交通条例》第 17-107 条规定的无保险驾驶
- prostitution or loitering as prohibited under local law
地方法律禁止的卖淫或街头滞留

Describe the evidence showing that you are entitled to this relief as a direct result of being a victim of human trafficking and include copies of any documents that support your claim:

请描述证据, 证明您是人口贩卖的直接受害者, 因而有权获得该救济, 并附上支持您索赔的任何文件的副本:

_____ Number of pages included.
_____ 附加页数。

CERTIFICATE OF SERVICE/MAILING: I certify that on the date indicated below I served a copy of the above Motion on the State's Attorney for _____ City/County by mail other method (describe) _____, and if the offense occurred within 5 years before the filing of this Motion,

that I mailed a copy of the Motion to the victim or the victim's representative at their last known address.

送达/邮寄证明: 本人证明, 本人已于下述日期将上述

动议送达州检察长, 送达地址: _____ 市/县, 送达方式: 邮寄 其他方式(请描述)

_____, 如果犯罪实施于本动议提交前 5 年内,

则证明本人已将动议邮寄至受害者或受害者代表的最后已知地址。

_____ Date 日期	_____ Signature 签名	_____ Attorney Number 律师编号
_____ Telephone Number 电话号码	_____ Printed Name 正楷姓名	
_____ Fax 传真	_____ Address 地址	
_____ Email 电子邮箱	_____ City, State, Zip 城市、州、邮政编码	

Notice to victim(s) of the qualifying offense: You have the right to offer objections to the relief requested in this motion. Submit your information in writing to the court listed above. The court may act as soon as 60 days after the motion is served on the State's Attorney and notice to the victim.

通知受害者符合条件的罪行: 您有权对本动议申请的救济提出反对。请以书面形式向文首所列法院提交您的信息。法院可在动议送达州检察长以及通知受害者后 60 天内采取行动。