

v. \_\_\_\_\_

Case No. \_\_\_\_\_

**MOTION**

- Plaintiff
- The  Defendant
- State of West Virginia

in the above-styled case hereby moves or requests that this court:

- remove this case to circuit court (*if civil*)
- continue this case from the currently scheduled date of \_\_\_\_\_
- other (*specify*): \_\_\_\_\_

This motion is based upon the following grounds: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signature of party filing motion/attorney for the party/prosecutor \_\_\_\_\_

\_\_\_\_\_ Date

**NOTICE TO PARTY FILING MOTION:** One copy of this motion must be filed with the court and one copy must be mailed or delivered by hand to the attorneys for all other parties or to the parties themselves if they are not represented by attorneys.

**CERTIFICATE OF SERVICE**

I, \_\_\_\_\_, hereby certify that I have served a copy of the above motion on the attorneys for all parties or, if such parties are not represented by attorneys, to the parties themselves on the \_\_\_\_\_ day of \_\_\_\_\_,  by hand  by first-class mail to:

Name and address of attorneys or parties served:

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_ Signature

\_\_\_\_\_ Date

**NOTICE TO PARTY RECEIVING MOTION:** Contact the magistrate court to see whether the requested action has been granted, denied or set for hearing.

**RULING**

As a result of the hearing on \_\_\_\_\_, the motion is

- Denied
- Granted as requested
- Granted in the following manner: \_\_\_\_\_

\_\_\_\_\_ Date

\_\_\_\_\_ Magistrate