

COMMONWEALTH OF MASSACHUSETTS

WORCESTER, ss.

WESTBOROUGH DISTRICT COURT  
DOCKET 2267CF

COMMONWEALTH

v.

C M

DOB:

MA License:

**MOTION TO RESTORE LICENSE**

Defendant moves this Honorable Court to restore driving privileges.

As reasons therefor:

- 1) Prosecution of the matter has ended in Defendant's favor, namely, a DISMISSAL.
- 2) The legislature has established a statutory presumption in favor of restoration (M.G.L. c. 90 § 24).
- 3) The Commonwealth has not established by a fair preponderance that restoration of said license would endanger the public safety.
- 4) No other alcohol related cases are pending in any other court.

Defendant requests an immediate hearing as required by G.L. c. 90 § 24. See *Commonwealth v. Richards*, 480 Mass. 413 (2018).

Respectfully Submitted,  
Attorney for Defendant,



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FILED IN OPEN COURT  
WORCESTER DISTRICT COURT

23 ALLARD-MADAUS, J.

ATTEST: 

DATE: 4/28/23

A TRUE COPY ATTEST:



ASSISTANT CLERK

9/28/23  
Allard

COMMONWEALTH OF MASSACHUSETTS

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WESTBOROUGH DISTRICT COURT  
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**FINDINGS AND ORDER**

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As the prosecution of C. M. in the above matter has ended in his favor, namely, a **DISMISSAL** of all charges, and the Defendant has immediately moved for restoration of his license, I find that the statutory presumption in favor of the restoration of his license stands as the Commonwealth has not shown by a fair preponderance of the evidence that the safety of the public would be endangered.

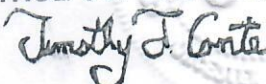
**IT IS HEREBY ORDERED THAT:**

The Massachusetts Registry of Motor Vehicles is to restore his privilege to operate motor vehicles within Massachusetts.

  
DISTRICT COURT JUSTICE

  
DATE

A TRUE COPY ATTEST:

  
TIMOTHY J. CONTE

ASSISTANT CLERK