

**\*\*THIS IS NOT A SUBSTITUTE FOR THE ADVICE OF AN ATTORNEY\*\***

# **Affidavit of Non-Prosecution**

An Affidavit of Non-Prosecution is “an affidavit in which a crime victim requests that the perpetrator not be prosecuted.” (*Black’s Law Dictionary*, 12th ed.). However, “the prosecution is not obligated to dismiss the case merely because the affidavit is executed.” (*Texas Criminal Practice Guide* § 70.105).

**Note:** An Affidavit of Non-Prosecution must be signed in front of a notary.

To submit an Affidavit of Non-Prosecution in Tarrant County, it is recommended that you call ahead to schedule an appointment, as meeting with an Assistant District Attorney (ADA) is required. While you are welcome to visit the office in person, an appointment ensures that the ADA will be available to meet with you.

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## **Tarrant County District Attorney**

Tim Curry Criminal Justice Center

401 West Belknap Street

Fort Worth, Texas 76196

Main Office: 4<sup>th</sup> Floor

817-884-1400

### Specific Department Locations:

**3<sup>rd</sup> Floor:** Misdemeanor Cases

**4<sup>th</sup> Floor:** Felony Cases

**5<sup>th</sup> Floor:** Victim Assistance

**9<sup>th</sup> Floor:** Civil Cases & Special Unit Cases

**Talk to a lawyer if you have questions.**

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STATE OF TEXAS

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COUNTY OF \_\_\_\_\_

### **Affidavit of Non-Prosecution**

The person who signed this affidavit, appeared in person, before me, the undersigned notary, and stated under oath:

My name is \_\_\_\_\_  
*First Middle Last*

I am at least 18 years of age, of sound mind, and fully able to make this statement. I have personal knowledge of the facts contained herein and affirm that they are true and accurate. I understand that providing false information in this statement may expose me to criminal liability.

Additionally, I acknowledge the legal consequences of making a false statement, filing a false report, committing perjury, or engaging in aggravated perjury. I am signing this affidavit voluntarily, without any form of coercion or pressure.

This document is being submitted as my Affidavit of Non-Prosecution. I am the complaining witness against the Defendant in the following case:

State of Texas vs. \_\_\_\_\_

Cause Number: \_\_\_\_\_

Defendant: \_\_\_\_\_

Defendant is charged with: \_\_\_\_\_

\_\_\_\_\_



