

NOTICE, MOTION AND ORDER FOR CHEMICAL ANALYSIS OF ALLEGED PLANT MATERIAL

Case No.

COMMONWEALTH OF VIRGINIA

VA. CODE §§ 19.2-187, 19.2-188.1

NOTICE TO ACCUSED

The Code of Virginia provides that if you are accused of a violation of § 18.2-250.1, you have a right to request a full chemical analysis of plant material which is alleged to be marijuana to determine whether or not the plant material is marijuana. Such a request may be made by motion prior to trial before the court in which the charge is pending.

General District Court Circuit Court
 Juvenile and Domestic Relations District Court

.....
CITY OR COUNTY

.....
COURT ADDRESS

Commonwealth of Virginia v.
DEFENDANT

.....
LOCALITY

.....
OFFENSE DATE

.....
TRIAL HEARING DATE AND TIME

MOTION

I hereby request that this court order the Department of Forensic Science to perform a full chemical analysis on plant material, the identity of which is at issue, to determine whether the plant material is marijuana.

.....
DATE

.....
 DEFENDANT ATTORNEY FOR DEFENDANT

.....
PRINT NAME

.....
ADDRESS/TELEPHONE NUMBER OF DEFENDANT ATTORNEY FOR DEFENDANT

ORDER

The motion is granted. The Department of Forensic Science is directed to perform a full chemical analysis of plant material, the identity of which is at issue in this case, to determine whether the plant material is marijuana. The plant material shall be delivered or mailed to the Department of Forensic Science by an agent/representative of the investigating law enforcement agency with a copy of this Order. The Department of Forensic Science shall return the plant material to the submitting law enforcement agency upon completion of the chemical analysis and transmit a copy of the certificate of analysis to the Commonwealth's attorney.

Other:

The motion is denied.

.....
DATE

.....
JUDGE

COPY