IN THE CIRCUIT COURT OF [*county*] COUNTY, WEST VIRGINIA

STATE OF WEST VIRGINIA,

v. [*case number*]

Hon. [*name*]

[*name-all caps*],

Defendant.

**MOTION TO CHALLENGE INDIVIDUAL GRAND JUROR(S)**

On this date comes Defendant, [*name*], by Counsel, [*counsel’s name*], and moves this Honorable Court, pursuant to the provisions of West Virginia Code §§ 52-2-1 *et seq.*, West Virginia Code §§ 52-1-1, *et seq.*, and Rule 6(b)(1) of the West Virginia Rules of Criminal Procedure, to determine the validity of the following grand juror(s): [*state names of challenged grand jurors*].

In support of said motion, Defendant represents that the named grand juror(s) were not selected, drawn, or summoned in accordance with the law, and assigns as grounds the following facts: [*state specific facts and argument for challenge to grand juror[s], including sworn statement or affidavit verifying the substantial failure to comply with proper procedure*].

Wherefore, Defendant requests that this Honorable Court set a hearing to determine the validity of each named grand juror’s participation. W. Va. R. Cr. P. 6(b)(1).

Dated this \_\_\_ day of [*month, year*].

[*defendant*],

By Counsel

**\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

[*counsel name*] [*bar number*]

[*address*]

[*phone number*]

[*email address*]

Counsel for Defendant