

FILED
11-12-2024
Dunn Co. Circuit Court
Dunn County, WI
2024CF000366

STATE OF WISCONSIN	CIRCUIT COURT	DUNN COUNTY
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STATE OF WISCONSIN	DA Case No.: 2024DN002278 Court Case No.: 2024CF000366	
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Plaintiff,		
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vs.		
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	STATE'S MOTION FOR DISMISSAL	
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NICHOLAS J TITUS		
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DOB: 02/19/1984		
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Defendant.		
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For Official Use

The State of Wisconsin, by District Attorney Andrea Amidon Nodolf, hereby moves the court for a dismissal without prejudice of the above-entitled matter.

The reason for the dismissal is four cellular phones were seized as part of the investigation in this case. The four cell phones were downloaded by the Menomonie Police Department Forensics Lab and following review of those downloads, no images resembling child pornography were located. Additionally, law enforcement did not locate any text messages from the Defendant consistent with the child victim's disclosure. It was learned during the investigation the Defendant had approximately 20 phones within the last couple of years.

While the child victim provided a detailed forensic interview and the Defendant has been convicted of assaulting juvenile females in similar age as this child victim, the State does not believe it can meet its burden at trial given the lack of electronic evidence and the charges alleged in this case.

The State respectfully requests the matter be dismissed **without** prejudice in the event new or additional information is discovered.

Respectfully submitted,

Date Signed: 11/12/24

Electronically Signed By:

Andrea Amidon Nodolf

District Attorney

State Bar #: 1082951