

HEARING OPTIONS FOR YOUR TRAFFIC TICKET

You have requested either a mitigation hearing or a contested hearing. You have the right to hire your own attorney to represent you on either docket but **one will not be provided for you**. *If you wish to avoid coming to court you can submit your ticket for a written decision by filing out the information on the back of this form.*

1) If you marked the “mitigation” box you are admitting you committed the infraction. Many people set the matter on this docket for a reduction of fine. If you choose to appear in Court you will have an opportunity to explain your circumstances to the Judge.

2) If you marked the “contested” box you are saying you DID NOT commit the infraction. The judge will determine whether the offense was “committed” or “not committed” based upon the officer’s narrative and the evidence you present to the Court.

3) You may also seek a “deferred finding” if you are eligible. The law allows a ‘deferred finding’ every 7 years. **YOU ARE NOT ELIGIBLE FOR A DEFERRED FINDING IF you have a Commercial Driver’s License (CDL). Failure to provide proof of Insurance tickets are not eligible for a Deferred Finding.** If you are eligible, you must pay the Court within 30 days of the deferred finding and have law abiding behavior for the next 12 months. You will be required to pay a **\$150.00 administrative fee** which is due within 30 days of entry of the deferred finding. At the end of 12 months, if you have no other "committed" violations during the next 12 months, this ticket will be dismissed. If you do have a violation in the next 12 months, this ticket will be changed to a “committed” and you will owe additional monies to the Court equal to the face value of the ticket issued to you. This information will be forwarded to Department of Licensing and become part of your driving record.

4) If you have been cited for “**Failure to Provide Proof of Insurance**” the you may also resolve this ticket as follows:
a) If you had insurance in effect on the day you were issued your citation, and you can provide proof to the **Court staff** at the **Court window** or with this form, the case will be dismissed upon payment of \$25.00 to cover costs. b) If you did not have insurance on the date of the citation, but have now obtained insurance the fine will be reduced from \$550.00 to \$250.00. **All other tickets** must be presented to the Judge.

5) If you wish to seek a written decision (mitigation or contested) fill out the information on the reverse side of this form and submit it to this Court no later than 14 days prior to your hearing. *Upon receipt of this form, the court will cancel your hearing and you will receive a response from the court by mail.* PURSUANT TO IRLJ 3.5(e) and EMC_IRLJ 3.5(e), **there shall be no appeal from a decision on the written statement.**

IF YOU FAIL TO APPEAR AND FAIL TO FILE A TIMELY REQUEST FOR A WRITTEN DECISION:

- A JUDGMENT OF COMMITTED WITH BE ENTERED ON THE CHARGED INFRACTION(S).
- AN ASSESSMENT OF \$52.00 WILL BE ADDED TO THE FINE(S)
- THE DEPARTMENT OF LICENSING WILL BE NOTIFIED OF THE JUDGMENT ENTERED AND THEY WILL TAKE ACTION TO SUSPEND YOUR DRIVING PRIVILEGES IF THE CHARGE ARE TRAFFIC INFRACTIONS.
- THE FINES WILL BE FORWARDED TO A COLLECTION AGENCY AND YOU WILL BE REQUIRED TO PAY ADDITIONAL COLLECTION FEES AND INTEREST.

ENUMCLAW MUNICIPAL COURT

1339 Griffin Ave.

Enumclaw, WA 98022

REQUEST FOR A HEARING BY WRITTEN DECISION

Your Name (Please print) _____

Your Address (Please print) _____

Citation Number: _____

(see upper right corner of citation and/or hearing notice)

Check ONE of the following boxes.

I wish to have a "deferred finding" entered for this infraction(s) if I am eligible.

I wish to mitigate this infraction(s) and seek a fine reduction.

I wish to contest this infraction(s) for the reasons I have set out below.

Your Statement:

(If you need more space, please attach additional sheets of paper, along with any other evidence/documentation you want the Court to consider.)

I declare under penalty of perjury of the laws of the state of Washington that the above information, and the information contained in the attachments hereto, is true and correct. **I understand there can be no appeal from a decision on a written statement pursuant to IRLJ 3.5(e) and EMC-IRLJ 3.5 (e).**

Signed this _____ day of _____, 20____, at _____
(City and State)

Your Signature

Your Phone #