

ARANSAS COUNTY JUSTICE OF THE PEACE COURTS

JUDGE DIANE DUPKIK PCT 1

361-790-0130 OFC 361-790-5402 FAX

JP1@ARANSASCOUNTY.ORG

www.aransascounty.org

JUDGE DIANA MCGINNIS PCT 2

361-790-0131 OFC 361-790-5392 FAX

JP2@ARANSASCOUNTY.ORG

NO PERSONAL CHECKS / NO CASH

This letter is furnished as a courtesy to you by the Justice of the Peace Courts of Aransas County, Texas, to assist you in making disposition of the charge(s) filed against you.

_____ I hereby enter a plea of "**NOT GUILTY**" and desire a trial. The Court will notify you of when you **MUST** appear for trial. Failing to Appear for trial may result in a warrant being issued for your arrest. **THE JUDGE CANNOT DISCUSS YOUR CASE PRIOR TO TRIAL.**

You have the right to a trial by Judge OR Jury. I hereby request:

_____ Trial by Judge (I waive my right to trial by Jury)

_____ Trial by Jury.

_____ I hereby enter a plea of "**GUILTY**" or "**NOLO CONTENDERE**". A plea of "NOLO CONTENDERE" means that you do not contest the state's charge(s) against you. The fine for a "NOLO CONTENDERE" plea is the same as for a plea of "GUILTY". Either plea indicates that you agree to waive appearance before the court for trial. **Make your remittance by Cashier's Check or Money Order payable to JP1 or JP2. Credit card payments can be made at www.officialpayments.com OR call 1-800-272-9829.**

Enter jurisdiction code: 6622 for Judge McGinnis or Jurisdiction code: 6595 for Judge Dupnik.

_____ I hereby enter a plea of **NOLO CONTENDERE** and request Defensive Driving, on moving violations only.

- I possess a valid Texas driver's license or permit. **CDL DRIVERS NOT ELIGIBLE FOR DRIVING SAFETY**
- I have NOT taken a driving safety course in lieu of paying a fine during the past 12 months.
- I am NOT in the process of taking a driving safety course to dismiss another offense.
- I have not completed a driving safety course that is not yet reflected on my driving record.
- I understand I CANNOT take the driving safety course in lieu of paying the fine if:
 1. I am accused of speeding 25 miles an hour or more over the posted speed limit.
 2. My citation reflects that I was in a "construction zone" and "workers were present".
 3. I am the holder of a CDL.
 4. I did illegally pass a School Bus

-I ENCLOSE proof of financial responsibility (insurance).

-I ENCLOSE a CASHIERS CHECK OR MONEY ORDER in the amount of \$144.00.

My case will NOT be dismissed if my Certificate of Completion and Driving Record are not received within 90 days of my appearance date. *** **SEE BACK PAGE FOR MORE INSTRUCTION*****

_____ I hereby enter a plea of **NOLO CONTENDERE** and request Deferred Disposition. **CDL DRIVERS NOT ELIGIBLE FOR DEFERRED. Please call court, for information regarding Deferred and eligibility.** You **MUST** return this letter and your copy of the Citation postmarked no later than the appearance date shown on the Citation.

IF YOU FAIL TO RESPOND TO THIS CHARGE BY THE APPEARANCE DATE SHOWN ON THE CITATION, AN ADDITIONAL CHARGE OF VIOLATE PROMISE TO APPEAR MAY BE FILED, WARRANTS WILL BE ISSUED FOR YOUR ARREST AND ADDITIONAL FEES ASSESSED. YOU MAY ALSO BE DENIED THE RIGHT TO RENEW YOUR DRIVERS LICENSE. The minimum fine for "VIOLATE PROMISE TO APPEAR" IS \$200.00 plus Court costs.

All fines and court costs are deposited in the County Treasury, the Justice Courts of Aransas County are paid a salary and receive no percentage of fine payments.

REPLY FORM FILL IN, SIGN AND MAIL TO COURT

Signature: _____ Date: _____

Print Name: _____ Phone(s): _____

Mailing Address: _____

(Include City, State & zip code)

E-Mail Address: _____

JUSTICE COURT TRAFFIC FINE SCHEDULE: ALL FINES ARE SUBJECT TO CHANGE.

SUBSEQUENT OFFENSES ARE SUBJECT TO INCREASED FINES.

<u>SPEEDING VIOLATION</u>		<u>SPEEDING IN SCHOOL ZONE</u>	
UP TO 10 MPH over limit.....	\$ 230.00	0 TO 5 MPH over limit.....	\$ 259.00
11 TO 15 MPH over limit.....	\$ 250.00	6 TO 10 MPH over limit.....	\$ 284.00
16 TO 20 MPH over limit.....	\$ 270.00	11 TO 25 MPH over limit.....	\$ 334.00
21 TO 25 MPH over limit.....	\$ 300.00	26 MPH and over limit.....	\$ 354.00
26 MPH and over limit.....	\$ 334.00	Cell Phone Violation	\$354.00
<u>SPEEDING IN CONSTRUCTION ZONE WITH WORKERS PRESENT (FINE DOUBLED + COURT COST) CONTACT COURT</u>			
All other moving violations - Right-of-way, Passing, Stop Signs or Red Lights, Turning, Drove on Wrong Side or Wrong Way, Fail to drive in Single Lane, Unsafe Lane Change, Signaling, Driving On Shoulder, Fail to Dim Lights, No Head Gear on Motorcycle, Parking Violation.....			
\$255.00			
Handicap Parking.....	\$581.00		
Passing a school bus loading or unloading.....	\$834.00		
Fail to slow or move over for certain types of vehicles.....	\$834.00		
Fail to yield to emergency vehicles.....	\$834.00		
Using Wireless Communication Device / Electronic Messaging While Operating a Vehicle.	\$ 210.00		
Bicycle Violations.....	\$181.00		
Seatbelt Violation – Driver / Passenger....	\$ 165.00	Seatbelt Violation Child.....	\$234.00

Motor Vehicle Registration Violations..... Contact the Court
Drivers License Violations..... Contact the Court
Defective Equipment and Violations Not Listed..... Contact the Court

Open Container..... \$ 281.00 Public Intoxication \$481.00
Alcohol Violation (Under 21 Years of Age) Minor in Possession, Consumption of Alcohol, Public Intoxication, Driving under the Influence, Attempt to Purchase Alcohol, Misrepresentation of Age by Minor-Contact the Court

Assault, Disorderly Conduct, Theft, Health & Safety Violations..... Contact the Court
Littering Violation..... \$581.00 Animal Control.....contact court

Violation compulsory insurance law
1st Offense \$ 381.00 2nd Offense..... \$ 781.00
3rd Offense and Subsequent - Punishable by a fine not to exceed \$2,000.00 and/or vehicle impoundment. NOTE: If you had an insurance policy in effect at the time of the violation but didn't have it in your possession, then photocopy the card or policy declarations page and mail it to the court. The violation will be dismissed.

READ CAREFULLY: COURT WILL NOT CONTACT YOU AFTER APPROVAL FOR DRIVING SAFETY COURSE.

The violation may be dismissed by successful completion of a Driving Safety Course or Motorcycle Operator Training Course. Request for Driver Safety Course must be in person or in writing. You lose the right to take the course if not requested on or before your appearance date. Defensive Driving applies to MOVING VIOLATIONS ONLY. Your case will not be dismissed unless the Certificate of Completion and Driving Record are received within 90 days of your appearance date. **STATE LAW MANDATES NO EXTENSIONS!!!** You may take your course at a class in your area, on the internet. The course MUST be a STATE OF TEXAS APPROVED COURSE. Contact the TEXAS DEPARTMENT OF PUBLIC SAFETY: 512-424-2032 OR www.texasonline.com to obtain (3A) certified copy of driving record for use with defensive driving.

Alternatives to payment of fines and costs: A defendant who is convicted of a criminal offense punishable by fine only is entitled to alternative methods of satisfying the judgment against them if they are unable to pay the fine or costs, in whole or part. Those methods include: **1.** A payment plan, allowing the defendant to make payments toward the fine and cost in designated intervals. Note that if any amount is paid more than 30 days after the judgment assessing the fine or costs than a \$15 time payment fee must be assessed. **2.** Disposition of the amount assessed by performing Community service. There are many options that meet the requirements of the law for community service, see Art. 45.0409 of the Code of Criminal Procedure for full details. A defendant is entitled to a minimum of \$150 credit for every 8 hours of community service performed. **3.** If performing community service imposes an undue hardship, a defendant who is indigent or who lacks sufficient resources to pay is entitled to a waiver of the fine & costs, in whole or in part.