**COURTESY LETTER**

**JUSTICE COURT, DELTA COUNTY, TX**

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| --- | --- |
| **Hon. Shannon McCulloch** | **200 W Dallas Ave.** |
| **Justice of the Peace** | **Cooper, TX 75432** |
| **903/395-4400 ext 232** | **FAX 903/395-4608** |
| **www.deltacountytexas.com** | **delta-jp@deltacountytx.com** |

 **PLEASE NOTE:** The Judge cannot discuss the merits of a pending judicial proceeding prior to trial (Canon 3(5).Code of Judicial Conduct).

**This means the Judge CANNOT discuss your citation/ticket with you before trial.**

IF YOU FAIL TO APPEAR IN COURT FOR THE PROSECUTION OF THE OFFENSE OR FAIL TO PAY OR SATISY A JUDGMENT ORDERING THE PAYMENT OF A FINE AND COST IN THE MANNER ORDERED BY THE COURT, YOU MAY BE DENIED RENEWAL OF YOUR DRIVERS LICENSE. (A TELEPHONE CALL DOES NOT CONSTITUTE AN APPEARANCE); AN APPEARANCE IN COURT IS ONLY BY CERTIFIED MAIL, IN PERSON, OR BY YOUR ATTORNEY. A JUVENILE WHO FAILS TO APPEAR BY THE TIME AND DATE ON A CITATION MAY HAVE THEIR LICENSE SUSPENDED AS REQUIRED BY LAW. AN **ADDITIONAL CHARGE WILL BE FILED AGAINST YOU FOR VIOLAITON OF PROMISE TO APPEAR AND WARRANTS ISSUED. ALL CASES DELINQUENT WILL BE TURNED OVER TO COLLECTION.**

***MAKE PAYMENT TO: DELTA COUNTY JP OFFICE:***  If mailing in your plea and payment send to the above address. You may pay

online at [www.govrec.com/home/deltacotx](http://www.govrec.com/home/deltacotx). Please note that there will be convenience fee.  **If** **you are unable to pay the full amount of**

**payment that is acceptable to the court, you should contact the Court regarding the alternatives to full payment that are available**

**to resolve this case. (Alternatives: Payment Plan (over 30 days there will be a state fee of $15.00 per Offense, Community Service,**

 **If Community Services imposes an undue hardship, a defendant who is Indigent or lacks sufficient resources to pay is entitled to a**

**waiver of the fine and cost, in whole or in part).**

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ACCEPTABLE VIOLATION FINES

(Amount of fine/court cost is shown below according to MPH over Posted Speed Limit)

(Effective September 01, 2019)

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| 01 to 10 | $180.00 |  | Unregistered Vehicle  | $200.00 |
| 11 to 15 | $205.00 |  | Use of Wireless Communications W/ Driving  | $195.00 |
| 16 to 20 | $220.00 |  | Fail to Stop/Remain Stopped for School Bus | $525.00 |
| 21 to 25 | $235.00 |  | Failed to Yield Row to Emergency Vehicle | $245.00 |
| 26 to 30 | $250.00 |  | Failed to Yield Right of Way | $200.00 |
| 31 to plus | $320.00 |  | Following to Close | $200.00 |
|  |  |  | Fail to Signal Lane Change/Turn | $200.00 |
| Fail to Control Speed/Unsafe Speed | $225.00 |  | Turn Across Dividing Section | $200.00 |
| No Driver’s License | $270.00 |  | Fail to Drive in Single Lane | $200.00 |
| Drive While License Invalid/Suspended | $270.00 |  | Disregard No Passing Zone  | $200.00 |
| \* Fail to Present Valid Driver’s License | $270.00 |  | Oversized Violations (Height, Length, Width) | $280.00 |
| \* Expired Driver’s License | $270.00 |  | Over Allowable Gross Weight | $375.00 |
| Violate Driver’s License Restriction | $220.00 |  | Wrong Side of Road Not Passing | $200.00 |
| \* No CDL (Commercial Driver’s License) | $370.00 |  | Defective Equipment | $185.00 |
| Seat Belt Violation (Drivers/Passengers 17+) | $180.00 |  | Disorderly Conduct | $320.00 |
| Seat Belt Violations (Passengers Under 17) | $225.00 |  | Violation of Open Container | $205.00 |
| Child Safety Seat Violations | $225.00 |  | Public Intoxication | $320.00 |
| \* Expired License Plate/ Registration  | $200.00 |  | Possession of Drug Paraphernalia | $320.00 |
| \* Fail to Maintain Financial Responsibility (N0 Liability Insurance) | $370.00 |  | Minor in Possession of Tobacco Products(born on or before August 31, 2001) | $285.00 |

**\* Charges may be dismissed if defendant remedies this defect and shows proof to the Court within 20 working days or before the**

**appearance date on the citation and dismissal fees paid.**

* Insurance – Show Proof of Insurance Valid for date of offense (No dismissal fee required).
* Registration – (Expired Registration-less than 60 days)–Show Proof of Registration with Penalty Paid at time of Renewal. ($20.00 dismissal fee)
* Expired Drivers License – Show Proof of Valid Driver’s License ($20.00 dismissal fee)

**NOTIFY THE COURT FOR ADDITIONAL FINES NOT LISTED ABOVE AND ALL PARKS & WILDLIFE VIOLATIONS. FINES**

**WILL BE DOUBLED IF VIOLATION OCCURRED IN A CONSTRUCTION ZONE WHILE WORKERS PRESENT/ACTIVE SCHOOL ZONE.**

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**Compliments or complaints may be directed to the Delta County Constables Office,**

**200 W. Dallas Ave., Cooper, Texas 75432, (903)395-4400 ext 239 or emailed to** **constable@deltacountytx.com****.**

 **PLEA FORM**

(Mail to the Justice Court indicated on the reverse side of this letter. Enclose a copy of the Citation with your reply.)

**Enclose a self-addressed, stamped envelope if you need a receipt.**

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NAME (AS SHOWN ON DRIVERS LICENSE DRIVERS LICENSE NUMBER CITATION NUMBER

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ / \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ / \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

ADDRESS CITY/STATE/ZIP TELEPHONE NUMBER

***Initial the appropriate plea. A plea of Not Guilty or a request for Drivers Safety course you must have plea notarized.***

1. \_\_\_\_\_\_ I hereby plea **GUILTY** and waive appearance by trial. CASHIER’S CHECK OR MONEY ORDER **(DO NOT SEND CASH)**

in the amount of the fine(s) is enclosed. (Make your remittance payable to the Justice Court on reverse side.)

1. \_\_\_\_\_\_ I hereby plea **NO CONTEST/NOLO CONTENDERE** and waive appearance by trial. CASHIER’S CHECK OR MONEY ORDER

**(DO NOT SEND CASH)** in the amount of the fine(s) is enclosed. (Make your remittance payable to the Justice Court reverse side.)

1. \_\_\_\_\_\_ I hereby plea **NOT GUILTY** and understand that I will be required to appear for pretrial when scheduled

by court. You must keep in contact with the court for court date.

1. \_\_\_\_\_\_ I hereby enter a plea of \_\_\_\_\_\_\_\_GUILTY \_\_\_\_\_\_\_\_\_ NO CONTEST and request to take a DRIVER’S SAFETY COURSE.

I have not completed a Driver’s Safety Course in the last 12 months; or currently petitioning another court to have a

ticket dismissed.

NOTE: JUVENILES 16 & UNDER MUST APPEAR IN COURT WITH PARENT OR GUARDIAN.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date Defendant’s Signature

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**REQUEST FOR DRIVERS SAFETY COURSE:**

 **(FAILURE TO REMIT THIS FORM ON OR BEFORE YOUR APPEARANCE DATE, BY MAIL OR FAX WILL RESULT IN**

 **INELEGIBILITY FOR THE COURSE.)** If you are requesting Drivers Safety Course you will need to contact the appropriate court

to determine if your citation can be dismissed upon completing a drivers safety course. Requirements below must be received by

 court **PRIOR TO ENROLLING** in Driver Safety Course and Request must be **NOTARIZED**.

Please indicate True or False next to the statements listed. If any are False, you are not eligible for the Driving Safety Course.

\_\_\_\_\_\_\_ I have not taken a driving safety course the past 12 months in lieu of paying a fine / I am not in the process of taking a driver

 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 if I possess a commercial driver’s license / committed a serious

 traffic offense / if the citation was issued in a Construction Zone with Workers Present / In lieu of paying the fine if I am

 accused of speeding 95 miles an hour or 25 miles an hour or more over the posted speed limit.

\_\_\_\_\_\_ I **ENCLOSED** proof of **VALID TEXAS DRIVER’S LICENSE OR PERMIT** or **ACTIVE MILITARY STATUS** if I possess a

 Non-Texas Driver’s License. (A photo copy is acceptable – NO ORIGINALS PLEASE!!!)

\_\_\_\_\_\_ I **ENCLOSED** proof of **FINANCIAL RESPONSIBILITY** (Insurance). (A photo copy is acceptable – NO ORIGINALS PLEASE!!!)

\_\_\_\_\_\_ I **ENCLOSED** proof of **DRIVING RECORD** from Texas Department of Public Safety (www.dps.texas.gov) **Form 3A.**

\_\_\_\_\_\_ I **ENCLOSED** a **MONEY ORDER OR CASHIER’S CHECK** payable to the Justice Court indicated on the reverse side in the

 **Amount of $132.00** (Instead of the fine listed on the reverse).

\_\_\_\_\_\_ I understand that I am responsible for completing a **STATE** approved Driving Safety Course and remitting the proper

 Completion Certificate to the Court before the expiration of the 90 day extension.

\_\_\_\_\_\_ I understand that this form must be **NOTARIZED** (If you are mailing the request to the Court).

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SWORN Date Defendant’s Signature

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(NOTARY SEAL/STAMP) Notary Public, State of Texas / Expiration Date

**I understand that if I don’t fulfill all requirements, my case will not be dismissed, the fees will not be refunded and the**

**full amount of the fine assessed will be due. If not paid a warrant may be issued and additional fees may be added.**