

DEFERRED DISPOSITION

You may request a citation be dismissed through Deferred Disposition. Deferred Disposition is a method to have your citation dismissed upon the successful completion of a probationary period, usually 90 days but sometimes as long as 180 days depending on the type of case. Deferred Disposition is a privilege, not a right, and it is granted at the sole discretions of the Court through the Judge. The primary requirement of a deferred disposition is that you do not receive another citation while on probation however, the court may impose additional requirements including but not limited to community service, tobacco or alcohol awareness course*** **IF YOU ARE UNDER 25, YOU MUST COMPLETE A DRIVING SAFETY COURSE AS A CONDITION OF THE DEFERRED DISPOSITION*****

You must make the request for Deferred Disposition either in person, no later than your appointed court date at the bottom of your citation, or by mail, postmarked no later than the appointment court date. You must enter a plea of "guilty" or "No contest" which waives your right to a trial.

To request in person:

You must come in on or before your initial appearance date at the bottom of your citation. You will need to bring a Valid Driver's License plus payment for the full fine. If you need a payment plan, you will need to request that with the court at that time.

To request by mail:

You will need to print the attached plea form and request form, fill out and sign both and send back along with payment of fine. YOU will need to post mark in the mail on or before your Court appearance date. You can mail to:

Gilmer Municipal Court

PO Box 760

Gilmer, Tx 75644

YOU ARE NOT ELIGIBLE FOR DEFERRED DISPOSITION IF:

****You have a Commercial Driver's License**

****You were accused of speeding 25 miles per hour or more above the posted limit**

****You do not have a Valid Driver's License**

DEFERRED DISPOSITION REQUEST

If requesting by mail, the following must be included with your request:

- *Money order for the amount of the fine
- *Copy of Valid Driver's License
- *Completed and signed request form (below)

I swear or affirm that the following statements are true:

- ___ I waive my right to a trial and enter a plea of No Contest
- ___ I do not have a Commercial Driver's license (CDL), nor did I have a CDL when I was cited
- ___ I was not charged with exceeding the posted speed limit in excess of 25 miles per hour

I further understand:

*After receiving approval from the Judge, I will receive a copy of my Deferral Order mailed to my address provided below.

*I will be placed on probation for a period of time to be determined by the Judge (not to exceed 180 days)

*I must return the signed Deferral Order to the court in a timely manner. If I do not receive the order within a month from the date of this letter, I understand that I am required to contact the court and check status of my case in order to resolve any outstanding matters

*If I violate any term of my probation, this citation will not be dismissed and a conviction will be reported to the Texas Department of Public Safety.

*If any part of this form is not filled out completely or truthfully, your request will be denied.

I hereby plead no contest to the charge of _____, waive my right to a jury trial and request the court grant deferred disposition.

CITATION# _____

PRINTED NAME _____

ATTORNEY NAME (if applicable) _____

MAILING ADDRESS (print legibly) _____

CITY, STATE, ZIP _____

DAYTIME PHONE _____ ALT PHONE _____

DEFENDANT SIGNATURE _____

ATTORNEY SIGNATURE(if applicable) _____