

HOW TO REQUEST DEFERRED DISPOSITION (PROBATION) BY MAIL OR IN PERSON - PRIOR TO YOUR COURT DATE

Deferred disposition is an opportunity to have your citation dismissed after successful completion of a 90 to 180-day period in which NO additional moving violations are received. The program is subject to approval from the Judge and may be granted or denied based on his review of your violation. The Judge will also determine whether the deferral is 90 to 180 days. To be approved, you must be eligible and **all fees must be paid at the time of your request.**

How do I know if I am eligible for Deferred Disposition (probation)?

- * Are you currently on Deferred Disposition (probation) in this or any other court?
- * Was your citation written for 25 or more miles over the posted speed limit (regular zone)?
- * Was your citation written for 15 or more miles over the posted speed limit (school zone)?

If you answered "yes" to any of the above questions you may NOT request Deferred Disposition by mail, internet or with the clerk. You must see the Judge.

- * Were you in a construction zone with workers present?
- * Do you hold a commercial drivers' license?

If you answered "yes" to either of the above questions you are NOT eligible for deferred disposition by State Statute.

I, _____ citation no. _____, wish to enter a plea of _____ Guilty _____ No Contest. I am 17 years old or older and I waive my right to a jury trial and request Deferred Disposition (probation). I understand the Court will defer further action for a period of 90 to 180 days. During which time, I must NOT be charged or convicted of any moving traffic violation. I understand that if I am under the age of 25 (at the time of the offense), I will be required to attend a driver's safety course as a condition of my deferral (probation).

Mailing Address

Phone Number

Deferred Disposition Affidavit

Now comes the defendant in the above styled and numbered case and requests that he/she be granted Deferred Disposition pursuant to Article 45.051 of the Texas Code of Criminal Procedure, as amended, and in support of the Defendant's application would show the Court the following:

I am not currently participating in Deferred Disposition in the City of Newark or any other court. The foregoing representation is true and correct in all respects, and by signing below I acknowledge the accuracy of the above statement.

Defendant's Signature

Date

Signed and approved this the _____ day of _____, 20_____.

Judge's Signature

