

NOTICE TO APPEAR
CHP 215 (REV 9/05)

MISDEMEANOR

64279CS

Traffic Nontraffic

Date of Violation: 5-20-05 Time: 9:57 AM PM Day of the Week: W T F S CHP 215s Accident

Name (First, Middle, Last): M Owner's Responsibility (\$40001 VC)

Address: 19

City: Petaluma State: CA ZIP Code: 94954

Driver Lic. No.: A8451827 State: CA Commercial Yes No Age: 40 Birth Date: 11-2

Sex: F Hair: BRO Eyes: GRN Height: 5-2 Weight: 115 Race / Ethnicity: W

Veh. Lic. No. or VIN No.: 7 State: CA Reg. Exp.: 09 COMMERCIAL VEHICLE (\$15210(b) VC)

Yr. of Veh.: 3 Make: 3 Body Style: 3 Color: 01 Veh. Type: 01

Evidence of Financial Responsibility or CHP / DOT / PUC / ICC: FAIRWAYS HAZARDOUS MATERIAL (\$353 VC)

Registered Owner or Lessee: FAIRWAYS Same as Driver

Address: City: State: ZIP Code: Same as Driver

Correctable Violation (\$40610 VC) Booking Required (See Reverse) Misdemeanor or Infraction (Circle)

Yes No Code and Section Description 23153(a) DR DUI (M)

Yes No 23153(b) DR 0.08% BAC + (M)

Yes No (M I)

Yes No (M I)

Speed Approx. P. F. / Max Spd. Veh. Lmt. Safe Special

Location of Violation(s): Alameda DR / SR 116

Beat: 53 Area: 325 Perm. Area: Radar Unit / Patrol Vehicle No.

Violations not committed in my presence, declared on information and belief.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct.

Executed at (place): Petaluma California

Date: 05/20/05 Arresting or Citing Officer: W. H. W. H. T. I. D. No.: 15441 to: _____

Name of Arresting Officer, if different from Citing Officer: _____ I. D. No.: _____ to: _____

WITHOUT ADMITTING GUILT, I PROMISE TO APPEAR AT THE TIME AND PLACE INDICATED BELOW.

X SIGNATURE: [Signature] WHEN: 5/29/05 TIME: 8:00 AM PM

WHAT TO DO: FOLLOW THE INSTRUCTIONS ON THE REVERSE

WHERE: SUPERIOR COURT JUVENILE

ADDRESS: 600 ADMINISTRATIVE DR PHONE NO.: SANTA ROSA CA 5652300

To be notified You may arrange with the clerk to appear at a night session of the court.

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IMPORTANT - READ CAREFULLY

WARNING: If you fail to appear in court as you have promised, you may be arrested and punished by 6 MONTHS IN JAIL AND/OR A \$1,000 FINE regardless of the disposition of the original charge (§40508 Veh. Code [VC] or §853.7 Penal Code [PC]). In addition, any person who fails to appear as provided by law may be deemed to have elected to have a trial by written declaration (in absentia) pursuant to section 40903(a) VC upon any alleged infraction, as charged by the arresting/citing officer.

JUVENILE: If you were under age 18 at the time the citation was issued, you must appear in court with your parent or guardian.

COURTESY NOTICE: A courtesy notice may be mailed to the address shown on your citation, indicating the required deposit of money (bail) that may be forfeited instead of your appearing in court. If you do not receive such courtesy notice, you are still required to comply with the items below by the appearance date.

WHAT TO DO

You are required to appear at court for a misdemeanor violation. For all violations, your court date/time/place are on the front of this notice to appear. Have the citation with you when contacting the court. In all infraction cases, you must do one or more of the following for each violation:

- Pay the fine (bail).
- Appear in court.
- Contest the violation.
- Correct the violation (traffic cases, when applicable).
- Request traffic school (traffic cases, when applicable).
- Request trial by written declaration (traffic cases).

If you do not do one of the above actions, then a "failure to appear" charge will be filed against you (§40508(a) VC) and your driver license may be withheld, suspended, or revoked. In some courts you may be charged an amount in addition to the bail amount and the case may be turned over to a collection agency (§1214.1 PC).

1. If you do NOT contest the violation:

a. (Pay the bail amount) Contact the court for bail information. You will not have to appear in court. You will be convicted of the violation, and it will appear on your record at the Department of Motor Vehicles (DMV). A point count may be charged to your DMV record and your insurance may be adversely affected.

b. (Traffic school) You may be able to avoid the point count by completing traffic school. You must pay the bail amount, and you may have to pay other fees. Contact the court to request traffic school.

c. (Correctable violations) If the "Yes" box is checked on the front of your ticket, the violation is correctable. Upon correction of the violation, have a law enforcement officer or an authorized inspection/installation station agent sign below (§40616 VC). Registration and driver license violations may also be certified as corrected at an office of the DMV or by any clerk or deputy clerk of a court. The violation will be dismissed by the court after PROOF OF CORRECTION and payment of a transaction fee are presented to the court by mail or in person by the appearance date. Violations of section 16028 VC (automobile liability insurance) will be dismissed **only** upon (1) your **showing or mailing to the court** evidence of financial responsibility valid at the time this notice to appear was issued, and (2) your payment of a transaction fee.

CERTIFICATE OF CORRECTION (MUST BE RETURNED TO COURT)

SECTION(S) VIOLATED	SIGNATURE OF PERSON CERTIFYING CORRECTION	ID OR AFD LICENSE #	AGENCY OR CERTIFIED INSPECTION STATION	DATE CLEARED

2. If you contest the violation (select a or b):

a. (Court trial) Send a certified or registered letter postmarked not later than five days prior to the appearance date, or come to the court by the appearance date to request a court trial on a future date when an officer and any witnesses will be present. **You will be required to submit the bail amount.**
-OR-

b. (Trial by written declaration (traffic infractions)) Send a certified or registered letter postmarked not later than five days prior to the appearance date or come to the court on or before the appearance date to request a trial by written declaration. **Submit the bail amount.** You will be given forms to allow you to write a statement and to submit other evidence without appearing in court. An officer will also submit a statement. The judicial officer will consider the evidence and decide the case.

3. Make check/money order payable to Clerk of the Court. Write your citation number and driver license number on your check or money order. You may pay in person or by mail.

4. If "Booking Required" is checked you must appear for booking on a weekday prior to your court date. Booking instructions are provided on the CHP 194, Fingerprint Notification/Verification form. Bring the signed verification to your court appearance. **BOOKING VERIFICATION:** I declare under the penalty of perjury under the laws of the State of California that

_____ was booked on _____
Defendant's Name

_____ Date

_____ Officer