

March 30, 2013

Department Of California Highway Patrol  
P.O. Box 942900  
Sacramento, CA 94298-2900

Re: GC Section 53150 et. seq. Invoice No.

To whom it may concern:

I am writing to dispute the validity of an invoice I received from the Department of California Highway Patrol under Government Code Section 53150, et. seq.

The incident which you are invoicing was never charged as a DUI or any other crime. The Sonoma County District Attorney rejected the case completely. Therefore, pursuant to Penal Code Section 849.5, I am permitted by law to state that, since there were never charges filed, I was not even *arrested* for a DUI. The Sonoma County Judge before whom I appeared discharged me. Finally, the Department of Motor Vehicles set aside the action without a hearing.

Since I was never arrested, charged, or convicted by the justice system, or even found to be administratively liable by DMV, I'm unclear how you could possibly justify charging me for a detention which was rejected as a DUI at every discretionary and adjudicatory opportunity by every other government agency who reviewed this incident.

Moreover, I was not a "defendant" or a "DUI offender," as your invoice language indicates, and this incident is not otherwise covered by, or included in, the terms or intent of Government Code Section 53150, et. seq. Therefore, I believe that I am not liable under your DUI Cost Recovery Program, under Government Code Section 53150 et. seq., and I believe that you have no legitimate basis or jurisdiction to charge me for your time.

You are hereby formally notified that your claim to this debt is the subject of a bona fide dispute between you and I, and therefore I am fully protected by applicable state and federal consumer protection laws, against your reporting any failure to pay, to any collection or credit bureau.

Sincerely,