

## **Deferred Disposition (Probation)**

### **Request for Deferred Disposition/probation**

Deferred Disposition is a suspended sentence. On your plea of guilty or no contest, the Judge will defer the finding of guilt until a later date, assess the applicable court cost and fees, and order you to comply with certain conditions. If you successfully comply with the terms, your case will be dismissed and the bond money will be applied to a special expense fee.

### **Deferred/Probation Conditions**

If your request for deferred disposition is granted, you will be placed on probation for a period of 1 -180 days. As a condition of your probation, you must not receive any additional citations in the City of Crockett, including parking tickets, during the deferral period. Other conditions may also be imposed to qualify for deferred disposition. Any conditions or terms required to successfully complete the deferral period will be provided to you in writing by the court. In addition, you will be required to read and sign the deferred disposition order acknowledging receipt of the information needed to satisfy your deferral terms. **If you are under the age of 25 you will be required to complete defensive driving.**

### **You are eligible for Deferred Disposition IF:**

- You have entered a plea of No Contest or Guilty.
- You do not possess a CDL license (Commercial Driver's License).
- You have not participated in any deferred disposition program during the past 12 months, calculated from date of previous dismissal to the date of your current citation.
- You are not currently participating in a Deferred Disposition in the City of Crockett.
- You are not charged with speeding in excess of 25 mph over the speed limit.
- You are not charged with a violation occurring in a construction zone.
- You have not already paid your fine which resulted in a final conviction in this case.
- If you are under the age of 25 see above deferral terms.

### **You are NOT eligible for deferred disposition if:**

- You were involved in a serious accident
- You have had probation in the last 12 months
- A speeding violation must not exceed 25 MPH over the posted speed limit
- You committed a violation while passing/overtaking a school bus
- The violation occurred in a construction zone with workers present
- You are the holder of a commercial driver's license

A Request for Deferred Disposition/probation must be submitted by mail or made in person at the court clerk's office within 4 working days before the court date.

### **Cost & Fees**

The State court costs and a deferred disposition fee will be due to the Court upon granting of a request for deferred disposition/probation. Because the costs and fees will vary according to the offense cited and the facts and circumstances of your case, you will need to contact the Court to learn the exact amount of the deferral fee owed for your citation(s). To determine the total amount owed, please contact the Municipal Court at (936)544-5156 ext 211.

### **Citation Dismissal**

At the end of the deferral period, provided you have met all the conditions of your probation, the court will process this matter for Dismissed by Deferred and a Conviction will not be reported to the Department of Public Safety.

### **Failure to Comply**

If you fail to comply with any conditions, you will be scheduled on the "Show Cause" docket and will have to appear in Court to discuss your case with the Judge.

However, if you do not appear at this hearing, a final judgment of guilty will be entered. Without further notice a capias pro fine warrant for your arrest may be issued immediately. The guilty conviction will be reported to the Department of Public Safety and will appear on your driving and/or criminal record and may result in the assessment on your driver's license of a surcharge under the Driver Responsibility Program.

### **Contact Us**

If you have any questions, please contact the Municipal Court at (936) 544-5156 ext 211.

**CITY OF CROCKETT MUNICIPAL COURT  
200 NORTH 5TH STREET  
CROCKETT, TEXAS 75835**

**\*\*SWORN REQUEST FOR DEFERRED DISPOSITION PROBATION\*\***

My name is \_\_\_\_\_ and I received Citation Number \_\_\_\_\_  
\_\_\_\_\_ for the offense of \_\_\_\_\_

I understand that I may have this citation dismissed by Deferred Disposition (Probation) in lieu of a conviction on my driving record. I understand that I can only make this request **PRIOR to or on the court date indicated on my citation**. I also understand that Deferred Disposition Probation is a privilege, not a right, offered solely by the discretion of the Court.

**I swear that following statements are true:**

- 1.) I waive my right to trial and enter my plea of **NO CONTEST**. I was charged with an offense eligible for Deferred Disposition and have verified this fact with the Court.
- 2.) I was not charged with exceeding the posted speed limit in excess of 25 miles per hour.
- 3.) **I do not possess a commercial driver's license in any State.**
- 4.) I have not had probation for dismissal of a traffic citation within the one (1) year period prior to the issue date of my citation. I am not currently on probation for any citation in any other Court.
- 5.) I am enclosing **PAYMENT** of the probationary fees and court costs in the amount of \$ \_\_\_\_\_ along with this request. Please call the City of Crockett Municipal Court at (936) 544-5156 ext 211 to obtain this amount.
- 6.) **AFTER** receiving approval from the Judge, I will receive a copy of my probation order mailed to my address provided below. I understand I will be placed on Probation for a period of time not to exceed six months and **IF I VIOLATE** any term of my probation, this citation will **not** be dismissed and a conviction may be reported to the Texas Department of Public Safety.
- 7.) If this is an Alcohol or Tobacco violation, the court may order the defendant to submit to counseling: (ALCOHOL) OR (TOBACCO) Awareness Course approved by the Texas Commission on Alcohol and Drug Abuse.
- 8.) Juvenile cases must appear in Court in person with a parent or legal guardian.
- 9.) I understand that if I am not making this Request in person, this form must be signed before a Notary Public.

Defendant's Signature \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Home Phone and Cell Phone: \_\_\_\_\_

**SWORN TO AND SUBSCRIBED** before me by Defendant,

On this the \_\_\_\_\_ day of \_\_\_\_\_, (year) \_\_\_\_\_.

**NOTARY PUBLIC in and for the STATE OF TEXAS**

(seal)

\_\_\_\_\_  
NOTARY PUBLIC

**PLEASE NOTE: INSUFFICIENT REQUESTS WILL BE DENIED**

**CITY OF CROCKETT MUNICIPAL COURT  
200 N 5<sup>TH</sup> STREET  
CROCKETT, TEXAS 758354  
(936) 544-5156 EXT 211**