

Mitigation Hearing by mail

Instead of appearing in court on the date and time scheduled on your hearing notice, you have the option of a mitigation hearing by mail. If you decide to proceed with a hearing by mail, you will not be required to appear in court. Instead you must complete the Defendant's Statement below and the declaration on the reverse side of this form and mail them to the court prior to your scheduled hearing. Also, if you were charged with No Proof of Insurance under RCW 46.30.020, and you have proof that you are or were properly insured on the date. Please include a copy of that proof along with your declaration. The court will review your declaration and the police officer's sworn statement and render a decision. The infraction will be found committed and a monetary penalty will be determined and the finding will be reported to the Department of Licensing. The penalty will be based on the facts of the case and your driving record. You agree to pay the court-ordered penalty within 120 days of the court's judgment. You will be notified by mail of the judge's decision within 90-120 days.

Photo enforcement infractions are processed as a parking violations. They attach to the vehicle in question and **not the registered owner's personal driving record**. Photo enforcement infractions do not qualify for a deferred sentence.

Contested Hearing by mail

Instead of appearing in court on the date and time scheduled on your hearing notice, you have the option of a contested hearing by mail. If you decide to proceed with a hearing by mail, you will not be required to appear in court. Instead you must complete the Defendant's Statement below and the Declaration on the reverse side of this form and mail them to the court prior to your scheduled hearing. Also, if you were charged with No Proof of Insurance under RCW 46.30.020, and have proof that you are or were insured on the date. Please include a copy of that proof along with your declaration. The court will review your declaration and the police officer's sworn statement and render a decision. If the infraction is found not committed the infraction will be dismissed and the case closed. If the infraction is found to be committed the full amount of the penalty will be imposed and the finding will be reported to the Department of Licensing. You agree to pay the court-ordered penalty within 120 days of the court's judgment. You will be notified by mail of the judge's decision within 90-120 days.

There is no right to appeal the court's decision of a case contested by mail.

Photo enforcement infractions are processed as a parking violations. They attach to the vehicle in question and **not the registered owner's personal driving record**. Photo enforcement infractions do not qualify for a deferred sentence.

