

LINCOLN COUNTY DISTRICT COURT
STATE OF WASHINGTON

STATE OF WASHINGTON
Plaintiff
vs.

No. _____
ORDER DEFERRING INFRACTION
(Rev 4/2010)

I. HEARING

- A. The above infraction came before the undersigned for hearing the date written below.
- B. The defendant requested a deferred disposition pursuant to RCW 46.63.070.

II. FINDINGS

- A. Defendant has not been granted a deferred disposition on a traffic infraction in the last seven years and qualifies for a deferral under state law and local court rule. A person may not receive more than one deferral within a seven-year period for traffic infractions for moving violations and more than one deferral within a seven-year period for traffic infractions for nonmoving violations.
- B. The defendant should be granted a deferred disposition on the above infraction(s).

III. ORDER

- A. The Court hereby defers entry of its findings in this matter until one year following the date of this order or such earlier date as the Court determines appropriate in the event of a commission of a new violation. A review hearing in chambers shall be held at the end of the year without further notice unless the court orders an in court hearing following notice.
The Court will dismiss the above infraction(s) at said anniversary date if Defendant's record and case file demonstrate compliance with all terms of this Order. The Court will not extend the time for defendant to pay court costs or otherwise show compliance with the terms of this Order for any reason.
- B. Defendant shall:
 - 1. Pay court costs in the amount of **\$160** in full today or time payment agreement.
 - 2. Personally appear for hearing if ordered by the court.
 - 3. Incur no conviction (entry of guilty for a criminal violation and/or entry of committed or paid on any infractions) of any new traffic violation anywhere during the period of this deferral. Any conviction during the deferral period of a same type (moving/non moving) violation as the deferred charge with an offense date after the date of this order will be a violation of the order.
 - 4. **If the Court finds that Defendant has violated the terms of this order** by committing a new offense, obtaining another deferral of a subsequent infraction of the same moving/or non moving type or otherwise fails to prove compliance with any term of this Order, the Court shall find the infraction committed and shall assess the full penalty provided under IRLJ 6.2(d). Defendant may apply for the opportunity to make time payments if Defendant is not delinquent in payment(s) of the court costs assessed by this order, but will not be entitled to a penalty reduction.
 - 5. **If the Defendant fails for any reason to pay court costs** in full today or as agreed in the time payment agreement, the Court shall--without further notice--find the infraction committed, assess the full penalty provided by IRLJ 6.2(d) plus the \$52 penalty for failure to pay or appear, and notify the Department of Licensing of the Court's finding and of the failure to pay or appear.

Defendant agrees to above terms

Judge

Date Signed

Date Order Entered