

*****PLEASE READ THIS ENTIRE FORM BEFORE CALLING THE COURT*****

BRUCEVILLE-EDDY MUNICIPAL COURT OF RECORD NO. 1

NO PERSONAL CHECKS ACCEPTED

143 Wilcox Dr. Eddy TX. 76524-3955

CREDIT CARD PAYMENTS ONLINE ONLY

Phone: (254) 859-5964 Fax: (254) 859-5779

Contact courts at hspivey@bruceville-eddy.us

Make Payment Online at www.bruceville-eddy.us

There is a **DRESS CODE AND LOCAL RULES OF COURT THAT ALL DEFENDANTS MUST ABIDE BY POSTED ON THE BRUCEVILLE-EDDY WEBSITE <http://bruceville-eddy.us/> AND IN THE LOBBY AT BRUCEVILLE-EDDY CITY HALL.**

The Municipal Court, City of Bruceville-Eddy, Texas furnishes this letter to assist you in making decisions of the charge(s) filed against you. PLEASE NOTE that the Judge and Court staff cannot discuss the merits of pending judicial proceedings prior to trial and cannot give you legal advice. A **JUVENILE** that fails to appear by the time and date on citation MAY have their **LICENSE SUSPENDED**, as required by Law. (Article 6701-4, Vernon's Texas civil Statutes.)

- 1 **IF YOU WISH TO ENTER A PLEA OF GUILTY OR NOLO CONTENDERE**, please indicate in the proper space provided on the Reply Form on the reverse side of this form. A plea of Nolo Contendere means that you do not contest the state's charge(s) against you. The fine for a Nolo Contendere plea is the same as a plea of Guilty. Either plea indicates that you agree to waive appearance before the court for trial. Please refer to the fine schedule shown below to determine the total amount of the fine(s) accepted by the court. Make your remittance by Money Order, or Cashiers Check, payable to Bruceville-Eddy Municipal Court. **NO PERSONAL CHECKS** *If you are financially unable to pay your fine or court costs fully, in one payment, there are other options, such as time-payment plans and community service hours instead of paying the fine and court costs. You can set up a time to see the judge and give him sworn testimony regarding your financial situation. In certain situations of extreme financial hardship, the judge may reduce the fine and court costs or eliminate them completely, depending on the severity of your financial situation. Should you have any questions regarding these options, please contact the Court.*
- 2 **IF YOU WISH TO ENTER A PLEA OF NOT GUILTY** and desire a trial before the Judge or before a Jury, please indicate on the reply form on the reverse side and mail your plea on or before your appearance date. The court will notify you of when you MUST appear for mandatory pre-trial hearing and trial and any other required procedures. ***Advise the Court of any address change.*** You have the right to trial by jury, if you so request.
- 3 **DRIVING SAFETY COURSE INFORMATION.** Under Texas state law, you may be eligible to have this (ONE) charge dismissed by taking a driver safety course. HOWEVER, YOU WILL LOSE THAT RIGHT IF YOU DO NOT PROVIDE REQUEST FORM (on reverse side) TO THE COURT AND PAY ALL REQUIRED FEES ON OR BEFORE YOUR APPEARANCE DATE (as shown on your Citation). If the alleged act was committed while operating a motorcycle, a motorcycle operator-training course may be taken as approved the DPS. If you wish to use this option to have the (one) charge dismissed, read and complete the request form on the reverse side and return to the Court with the required fee and proof of insurance on or before your appearance date. You will have 90 days from the date the Court grants permission for the course to be completed and provide the Court with the required documentation showing successful completion of an approved Driving Safety Course. IF YOU MEET THE ELIGIBILITY REQUIREMENTS AS STATED ON THE D.S.C REQUEST FORM ON THE REVERSE SIDE, THEN YOU ARE RESPONSIBLE FOR COMPLETING THE COURSE AND REMITTING THE COURT COPY OF THE COMPLETION CERTIFICATE TO THE COURT. (FURTHER INSTRUCTIONS ON THE REVERSE SIDE.)
- 4 **DEFERRED DISPOSITION:** Please go to our website for the request form.
- 5 **PAYMENT PLAN:** Must turn in a Plea (Reply Form reverse side) before a payment plan can be granted.
- 6 **EXTENSIONS:** Must turn in a Plea (Reply Form reverse side) before a 30 days extension can be granted.
- 7 **APPEARANCE:** You must appear in court on or before the appearance date and time indicated on your citation. If you choose to appear before your court date, it must be during a regular court session. ***FAILURE TO ENTER AN APPEARANCE ON OR BEFORE YOUR COURT DATE(LISTED IN YOUR CITATION) WILL RESULT IN THE ISSUANCE OF AN ARREST WARRANT . Court sessions are normally held once a month @ 9:00 am BUT THIS CAN CHANGE- please call for date other then date listed in your citation. A TELEPHONE CALL DOES NOT CONSTITUTE AN APPEARANCE. Your appearance HAS TO BE: (1) IN PERSON; (2) VIA CERTIFIED MAIL, OR by AN ATTORNEY.***
- 8 **BE ADVISED:** If you fail to appear in court, as provided by law, for the presentation of the offense, your **Driver's License may be denied at time of renewal.** A \$30.00 fee may be added to each offense submitted to the Texas Department of Public Safety. If you fail to respond to the Charge(s) by the APPEARANCE DATE shown on the Citation, an **ADDITIONAL CHARGE** will be filed against you for VIOLATE PROMISE TO APPEAR and WARRANTS WILL BE ISSUED FOR YOUR ARREST. A WARRANT FEE of **\$50.00** will be assessed for Processing or Executing a WARRANT.
- 9 **TRAFFIC OFFENSES:** JUVENILES 16 & UNDER **MUST** APPEAR IN COURT WITH A PARENT OR GUARDIAN.
- 10 **ALCOHOL OFFENSES AGE 18 – 20** **MUST** APPEAR IN COURT TO MAKE A PLEA. **JUVENILES AGE 17 & UNDER** **MUST** APPEAR IN COURT WITH A PARENT OR GUARDIAN TO MAKE A PLEA.
- 11 **ASSAULT OFFENSES:** EFFECTIVE SEPTEMBER 1, 2019, ANY PERSON CHARGED WITH THE OFFENSE OF ASSAULT **MUST** APPEAR IN COURT TO MAKE A PLEA. THERE ARE NO EXCEPTIONS.

SCHEDULE OF ACCEPTABLE FINES BY COURT PRIOR TO OR ON COURT DATE: EFFECTIVE MARCH 2015

MPH-Over Speed Limit	SPEEDING: FINES		OTHER VIOLATIONS	FINES
		***CZ		
6	\$127.00	\$150.00	NO DRIVERS LICENSE	\$271.10
7	\$132.00	\$160.00	DWLI-1 ST OFFENSE	\$604.00
8	\$142.00	\$180.00	**FAIL TO DISPLAY DRIVER'S LICENSE	\$271.00
9	\$152.00	\$200.00	**FAIL TO REPORT CHANGE OF ADDR.	\$267.00
10	\$162.00	\$220.00	** EXPIRED DRIVERS LICENSE	\$267.00
11	\$172.00	\$240.00	** EXPIRED REGISTRATION	\$302.00
12	\$182.00	\$260.00	* NO LIABILITY INSURANCE (FMFR)	\$454.10
13	\$192.00	\$280.00	UNRESTRAINED CHILD 16 & under 1st offense	\$207.00
14	\$202.00	\$300.00	SEATBELT VIOLATION 17 & up	\$154.00
15	\$212.00	\$320.00	FAILED TO YIELD WHEN PASSING EMER. VEH.	\$304.00
16	\$222.00	\$340.00	FAIL TO YIELD R.O.W.	\$304.00
17	\$232.00	\$360.00	FOLLOWING TOO CLOSELY	\$304.10
18	\$242.00	\$380.00	FAIL TO SIGNAL TURN	\$302.00
19	\$252.00	\$400.00	FAIL TO STOP AT DESIGNATED POINT	\$304.10
20	\$262.00	\$420.00	FAIL TO CONTROL SPEED	\$304.10
21	\$272.00	\$440.00	CROSSING PHYSICAL BARRIER	\$304.10
22	\$282.00	\$460.00	DRIVING ON WRONG SIDE OF ROAD	\$304.10
23	\$292.00	\$480.00	MINOR IN POSSESSION – ALCOHOL	\$500.00
24	\$302.00	\$500.00	OPEN CONTAINER	\$571.10
25+	\$304.10	\$504.10	POSSESSION OF DRUG PARAPHERNALIA	\$500.00

SPEEDING IN SCHOOL ZONE →
Add additional \$25.00 to fine amount

*****CZ= CONSTRUCTION ZONE (WORKERS PRESENT)**

*Charges may be dismissed upon presentation in court of evidence insurance was in effect on date of arrest.

**Charges may be dismissed if defendant remedies the defect & shows proof to the Court by appearance date with a fee.

Call Municipal Court on Commercial Driver's License violation for fine amount.

ANY VIOLATION NOT LISTED- CONTACT MUNICIPAL COURT
Construction Zone Workers Present **Fine Doubles**(Any other moving violation other than speeding call office)

PLEASE READ THIS ENTIRE FORM BEFORE CALLING THE COURT

REPLY FORM

(Mail to the Municipal Court indicated on the reverse side. Enclose your copy of the citation with your reply. Enclose a self-addressed, stamped envelope for your return receipt.)

Name (Print or Type as it appears on your drivers license)		Drivers License Number
Current Mailing Address		Telephone Number
City, State, Zip		
Citation Number	Date of Citation	Date Indicated to Appear
		Email Address

CHECK ONLY ONE:

NO PERSONAL CHECKS ACCEPTED

- _____ 1 I hereby enter a plea of GUILTY and waive appearance before Court for trial. Payment in full or partial payment with request for Payment Plan is due at time plea is entered. I WAIVE MY RIGHT TO DISCOVERY AND MY RIGHT TO TRIAL BY JURY.
- _____ 2 I hereby enter plea of NOLO CONTENDERE and waive appearance before Court for trial. Payment in full or partial payment with request for Payment Plan is due at time plea is entered. I WAIVE MY RIGHT TO DISCOVERY AND MY RIGHT TO TRIAL BY JURY.
- _____ 3 I hereby enter a plea of NOT GUILTY and request a trial.
- _____ I want a Jury Trial
- _____ I waive my right to a Jury Trial and request a trial by Judge.

By entering a plea of NOT GUILTY, I hereby waive my right to request Defensive Driving for this violation at a later date. I understand that a Pre-Trial Notice will be mailed to the above address with date and time to appear at least 10 days in advance.

NOTE: JUVENILES 16 & UNDER MUST APPEAR IN COURT IN PERSON WITH A PARENT OR GUARDIAN.-EFFECTIVE 9/1/2019 ANY PERSON CHARGED WITH THE OFFENSE OF ASSAULT MUST APPEAR IN COURT

I am requesting a payment plan for the remaining balance after my \$50.00 has been paid. I understand that I MUST include a self-addressed stamped envelope for the payment plan form to be mailed to me and I am required to sign and return the form to the court. I would like to request a payment plan for: (Circle One)

30 days Months: 2 3 4 5 6

Any payment plan requested for more than 30 days will have a one-time fee of \$25.00 added to the balance(as required pursuant to Sec. 51.921, Government Code)

REQUEST FORM FOR DRIVING SAFETY COURSE

(Failure to remit this form and payment on or before your court date will result in ineligibility for the course).

Name (Print or Type as it appears on your drivers license)		Drivers License Number
Current Mailing Address		Telephone Number
City, State, Zip		
Citation Number	Date of Citation	Date Indicated to Appear
		Email Address

Please indicate TRUE or FALSE (T or F) next to the statement listed. If any are FALSE, you are NOT ELIGIBLE for the Driving Safety Course and you must refer to the REPLY FORM above.

- _____ I hereby plea NO CONTEST
- _____ I possess a valid TEXAS driver's license/permit or active military service (includes spouse or dependant) at the time of the citation
- _____ I have NOT COMPLETED a driving safety course in lieu of paying a fine during the past 12 months preceding the date of the offense.
- _____ I am NOT in the process of taking a driving safety course to dismiss another offense.
- _____ I understand that I CANNOT take a driving safety course if I possess a **commercial driver's license**.
- _____ I understand I CANNOT take a driving safety course if the citation was issued in a **Construction Zone with Workers Present**.
- _____ I understand I CANNOT take a driving safety course in lieu of paying the fine if I am accused of speeding **25 MPH or more over the posted speed limit OR in excess of 95 MPH**.
- _____ I ENCLOSED proof of Financial Responsibility (automobile insurance) and a copy of my Drivers License. A copy is acceptable, no originals please.
- _____ I ENCLOSED CASHIER'S CHECK or MONEY ORDER payable to Bruceville-Eddy Municipal Court in the amount of **\$114.00** or **\$139.00** for Speeding in a **SCHOOL ZONE.....NO PERSONAL CHECKS ACCEPTED**
- _____ I ENCLOSED a Self-Addressed Stamped BUSINESS size ENVELOPE for for which the Court will mail me an application for a Certified copy of my driving record and my Course Completion Date. I understand that FAILURE to include a self-addressed stamped envelope the court will NOT send back any information and will be my responsibility to contact the court to find out my completion date.
- _____ I understand that this form **MUST BE NOTARIZED** if mailed.
- _____ I understand that I am RESPONSIBLE for completing a STATE APPROVED DRIVING SAFETY COURSE and remitting the COURT COPY of the CERTIFICATE to the court before the expiration of the 90 DAYS

IF YOU HAVE COMPLIED WITH THE ABOVE REQUIREMENTS, YOU ARE ELIGIBLE TO TAKE THE DRIVING SAFETY COURSE.

SWORN TO AND SUBSCRIBED BEFORE ME:

Signature of Defendant requesting driving safety course
NO PERSONAL CHECKS ACCEPTED

This _____ day of _____, 20_____.

Signature of Notary Public

Checklist: Make sure you have included the following items:

- _____ 1. Completed and NOTARIZED request form for Driver's Safety Course.
- _____ 2. CURRENT copy of your financial Responsibility(insurance) listing you as a driver
- _____ 3. Copy of your Driver's License or permit
- _____ 4. Self-Addressed stamped business-size envelope
- _____ 5. Cashier's Check or Money Order in the amount of \$114.00 or \$139.00 if in School Zone
- _____ You ONLY send \$114.00 when signing up for Driver's Safety Course instead of original fine amount

Notary Seal