

**In the Justice Court for the State of Oregon for the County of Sherman
P.O. Box 282/500 Court St., Moro, OR 97039
Phone: 541-565-3572/Fax: 541-565-3029**

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|------------------|---|--|--|
| State of Oregon, |) | | Citation No. |
| |) | | Docket#: |
| vs. |) | | Violation- |
| |) | | |
| |) | | |
| Defendant. |) | | Traffic Diversion Application and Order |

I, _____, **Defendant, being duly sworn, depose and say:**

1. I hereby apply for participation in the Traffic Diversion Program and waive *my* right to a speedy trial;
2. I have no convictions for any moving motor vehicle or safety restraint violations alleged to have occurred within the **three** years immediately preceding the date of this citation and no deferrals/diversions within the **five** years immediately preceding the date of this citation;
3. I do **not** hold a Commercial Driver License;
4. I have no other pending motor vehicle citations in this or any other court;
5. There was not an accident associated with the alleged offense;
6. For a speeding violation, the alleged speed is not more than 85 miles per hour if cited on Interstate 84, not more than 75 miles per hour if cited on US97 or any other rural non-Interstate Highway, or fifteen miles per hour over the speed limit if cited in an area with a posted speed of 45 miles per hour or less;
7. I am entering a plea of *No Contest* and understand that, if I am found to be ineligible for Diversion, I may still qualify for mitigation in the form of a fine reduction;
8. I agree to pay a non-refundable program fee in the amount of \$100.00 pursuant to ORS 135.891(2) to the Court within 30 days of the approval date on the order below or make payment arrangements satisfactory to the Court.
9. I agree to complete - **at my own expense** - the Court-mandated traffic course and provide proof of completion within 90 days of the approval date on the order below;
10. I understand that a compliance period will be in effect from the date of my citation until **five** months after I have completed the online class;
11. I will keep the court advised of my current mailing address at all times until the end of my compliance period;
12. I understand that the following will cause a conviction to be forwarded to the Oregon Department of Motor Vehicles and the presumed fine on my citation, less the \$100.00 previously paid, to be due:
 - If I fail to provide the Court with proof of completion of my class within 90 days of the approval date on the order below;
 - If I fail to pay the exact amount of *my* program fee by the date requested by the Court, or fail to comply with any payment arrangements granted by the Court;
 - If, during *my* compliance period, I receive or am convicted of a moving motor vehicle violation as defined by Oregon statute or administrative rule including safety restraint related violations;
13. I understand that by signing this document, I am making myself subject to Oregon laws pertaining to false swearing;
14. I understand the case will be dismissed if I complete the conditions of my diversion.

My current mailing address is:

| | | | | |
|-----------------------|------|-------------|-----|-----------|
| Mailing Address | City | State | Zip | Telephone |
| Defendant's Signature | | Date Signed | | |

For Office Use Only

ORDER

It is hereby ordered that defendant's *No Contest* plea is accepted and that the application for Traffic Diversion is:

Approved Denied

Defendant shall successfully complete the following: U-turn 180 online course

Dated ___ / ___ / 20__

Justice Court Judge