

WARRICK COUNTY PROSECUTOR'S OFFICE  
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**WARRICK COUNTY INFRACTION DEFERRAL PROGRAM**

The Infraction Deferral Program is an option to appearing in court for those who get tickets (infractions). Your ticket will be dismissed if you do not get any more tickets in Warrick County within 90 days. Dismissing the ticket(s) means no information will be submitted to the BMV and points will not be placed on your license. Your auto insurance may not increase as a result of this ticket. This program is completely voluntary and offered at the discretion of the Prosecutor's Office.

You must mail in the agreement and/or pay in a timely fashion, or you may be denied entry in this program. If you do not enter the program you must either appear in court or pay your fines and court costs as indicated on your ticket(s).

If you are under the age of 25, you must pay the deferral fee and it is suggested that you enroll in a Driver Safety Program/Defensive Driving Course, however it is not required, but if you choose to do the course you go to <http://www.in.gov/bmv/2571.htm>.

If you have any questions about the Infraction Deferral Program, please call (812) 897-6199 or email [eborgman@warrickprosecutor.org](mailto:eborgman@warrickprosecutor.org).

**YOU MUST MEET THE FOLLOWING REQUIREMENTS TO BE ELIGIBLE:**

- 1. Federal Law prohibits anyone with a Commercial Drivers License (CDL) from participating in a deferral program – no matter what type of vehicle you are driving at the time of the ticket.**
2. You have a valid driver's license.
3. You have not received an infraction in Warrick County in the past ninety (90) days.
4. Your present ticket(s) was/were not issued in relation to an accident, speeding in a school or construction zone, failure to yield to an emergency vehicle, or a school bus stop-arm violation.
5. Speeding tickets cannot be for anything  $\geq$  30 miles over the speed limit.

**TO TAKE ADVANTAGE OF THIS VOLUNTARY PROGRAM YOU MUST:**

1. Sign the attached Infraction Deferral Agreement and mail it to the **Warrick County Clerk, One County Square, Suite 200, Boonville, IN 47601** before your court appearance.

Make a **nonrefundable** payment in the amount of:

- a. **\$192.50 for a moving violation** (example: speeding, failing to yield), or
- b. **\$122.00 for a non-moving violation** (example: expired license plate)

**If mailing through the U.S. Postal Service the payment and agreement must be sent together.**

If you have more than one ticket, you will be only required to pay one fee. That fee will be for the higher level offense - in other words, if you have a moving violation and a non-moving violation, in order to have your tickets deferred, you would need to pay for only the moving violation.

Payments by credit/debit card, cash, money order, or cashier's check are accepted (**no personal checks**). For credit/debit card payments, go to [paygov.us](http://paygov.us) or call **(866) 480-8552**. Return the signed agreement to the Warrick County Clerk's office. Money order or cashier's check payments should be payable to the **Warrick County Clerk** and must be enclosed with the signed agreement if mailing through the Postal Service.

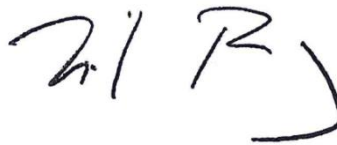
Failure to enclose payment **OR** signed agreement may result in having your application to participate in the program denied, if it causes you to miss certain deadlines.

2. If you are under 18 years of age, a parent or guardian, along with yourself, must sign the agreement.

Wherefore, the State of Indiana and the motorist mutually agree pursuant to I.C. 34-28-5-1:

1. This cause will be dismissed upon the payment of the fee and filing of the agreement, and;
2. That the ticket may be re-filed and prosecuted if the representations made above are not true and/or the motorist has not complied with the terms and conditions of the program.

Sincerely,

A handwritten signature in black ink, appearing to read "M. J. Perry". The signature is stylized and written in a cursive-like font.

Michael J. Perry  
Prosecuting Attorney

Clerk's Use Only: Date Pd \_\_\_\_\_ Amt Pd \$ \_\_\_\_\_ Receipt No. \_\_\_\_\_

STATE OF INDIANA ) WARRICK SUPERIOR COURT No. 2

) SS:

COUNTY OF WARRICK )

CAUSE NO. 87D01-

STATE OF INDIANA

VS.

**INFRACTION DEFERRAL AGREEMENT**

Comes now the State of Indiana and the motorist and hereby agree pursuant to I.C. 34-28-5-1 that this cause will be dismissed on the following conditions:

1. The motorist swears under the penalties of perjury that:
  - a. I do not presently carry a CDL license. (**Federal Law prohibits any driver with a CDL from participating in a deferral program.**)
  - b. I have a valid driver’s license.
  - c. I have not received a traffic ticket in Warrick County in the past three months.
  - d. My present ticket(s) was not issued in relation to an accident, speeding in a school or construction zone, failure to yield to an emergency vehicle or school bus stop-arm violation.
2. The motorist has paid a nonrefundable **\$192.50 for a moving violation** or **\$122.00 for a non-moving violation** to the Warrick County Clerk’s Office. (**NO PERSONAL CHECKS**).
3. The motorist acknowledges that they are required to maintain a clean driving record for a period of three months. If the motorist receives another ticket within the next three months, this ticket may be re-filed.

WHEREFORE, the State of Indiana and the motorist mutually agree that if the above conditions are met, this cause will be dismissed pursuant to agreement.

**By signing this agreement, I acknowledge that I have read and understand this agreement and the options that are available to me.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Motorist Signature

**If I am less than 18 years of age:**

\_\_\_\_\_  
Parent/Guardian Signature

\_\_\_\_\_  
Parent/Guardian Printed Name

\_\_\_\_\_  
Office of the Prosecuting Attorney  
for the Second Judicial Circuit of Indiana  
Atty. No. 20733-82