

## DEFERRED DISPOSITION REQUEST LETTER

To the City of Tomball Municipal Court

Dear Judge:

To avoid having a conviction for this case, I understand that I may have my citation dismissed by complying with certain terms and conditions during a deferral (probation) period of up to 180 days. I understand that I can only make this request upon my plea of "guilty" or "no contest". I also understand that Deferred Disposition is a privilege, not a right, and that deferrals are only granted by the Court through the Judge. I understand that my request for Deferred Disposition may be denied and I may be convicted and ordered to pay a fine and court costs.

My signature below means that I agree with the following statements:

- 1.) I waive my rights to trial and discovery and enter my plea of "GUILTY" or "NO CONTEST" (circle one)
- 2.) I was charged with an offense that is eligible for Deferred Disposition and I have verified this fact by contacting the Court at 281-351-7894 or by speaking to Court staff in person.
- 3.) I do not possess a Commercial Driver's License (CDL) in any state.
- 4.) I am not currently under any Order of Deferred Disposition from this court or any other court in the State of Texas and have not been under any such Order within the last twelve (12) months.
- 5.) If my request for Deferred Disposition is granted, I agree to waive my right to appeal conviction.
- 6.) I understand that, if my deferral request is granted, the Court may order me to comply with any number of terms and conditions during a deferral (probation) period that may last up to **180 days**. All of the terms and conditions of my deferral will be detailed on my Order of Deferred Disposition. The terms and conditions may vary according to the circumstances of my case and could include a requirement to avoid new offenses and citations during the deferral period, a requirement to pay court costs and a partial fine, a requirement to complete a Driver's Safety Course or some other type of course, a requirement to perform community service, a requirement to pay restitution, a requirement to undergo drug testing, a requirement to attend counseling, a requirement to submit essays or letters of apology, a requirement to submit an Affidavit of Compliance during the last 10 days of the deferral, and/or any other reasonable requirement chosen by the Court.
- 7.) If I am under the age of 25, I understand that I will be required to complete a Driving Safety Course during my deferral (probation) period.
- 8.) I understand that I have a duty to communicate with the Court during my deferral (probation) period. I have a duty to notify the Court if my address or phone number changes.

(CONTINUED ON THE BACK OF THIS PAGE)

9.) I understand that if I fail to comply with any term or condition of my Order of Deferred Disposition without good cause, my Deferred Disposition will be revoked and I will have a duty to pay the full fine as ordered by the Court. My conviction may be reported to DPS. If I am unable to pay the full fine, I have a duty to apply for indigent status so that the judge may consider alternatives to payment. I also understand that I have a duty to notify the Court immediately if I have any difficulty complying with Court orders.

10.) Upon approval of this request by the Judge, an Order of Deferred Disposition will be sent to the address on file in the Court for my signature. If I do not timely receive this Order, I have a duty to come to the Court and sign the Order by the due date. IT IS MY DUTY TO RETURN THE ORDER, SIGNED, TO THE COURT WITHIN 14 DAYS FROM THE DATE IT IS MAILED TO ME. FAILURE TO DO SO MAY RESULT IN A CONVICTION BEING ENTERED ON MY RECORD.

11.) This request is for the following citation:

Citation # \_\_\_\_\_

Defendant's Signature \_\_\_\_\_

Mailing Address (print please)

"Sworn before me this date: \_\_\_\_\_"

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Deputy / Court Clerk or

\_\_\_\_\_  
Notary Public

"My commission expires: \_\_\_\_\_"

Email: \_\_\_\_\_

Phone: \_\_\_\_\_

12.) Bring this form in person or mail/email to the address below:

Tomball Municipal Court  
401 Market Street  
Tomball, TX 77375  
court@tomballtx.gov

Phone: 281-351-7894  
Fax: 281-290-1016  
M thru Th – 7:45am to 5:00pm  
Fri – 7:45am to 4:00pm

\_\_\_\_\_  
(do not write below this line – for office use only)

Request is: GRANTED / DENIED

\_\_\_\_\_  
Judge

\_\_\_\_\_  
date