

District Court : County of Nassau
NCTPVA

-----X

P.S.N.Y.

-against-

AUTHORIZATION

Ticket Nos.:

-----X

_____, being duly sworn, deposes and says, that:

I am the defendant in the above captioned action.

I understand that I have the right to be present at all stages of these proceedings.

I knowingly, voluntarily and intelligently waive that right.

I authorize _____, or anyone designated by him/her, to act on my behalf without any restriction, including, but not limited to entering a plea to the charge(s) or any reduced charge(s) thereunder and to consent to any disposition, including all fines and additional fees, imposed by the Court, which may include, if applicable, the "DISTRACTED DRIVER EDUCATION PROGRAM".

The DISTRACTED DRIVER EDUCATION PROGRAM has been explained to me. I understand its terms and conditions. I, knowingly and voluntarily, agree to participate in said Program.

I give up my rights of self-incrimination, to a trial, to cross examine witness(s), to have the charge(s) proven against me by the appropriate burden of proof and to testify on my own behalf.

I understand that a plea of guilty is the same as a determination after trial.

I understand that there may be separate and independent consequences imposed by the Department of Motor Vehicle which may include points against my driving record, revocation, suspension of my driving license or privileges and a driver assessment fee.

I understand that for any reason the Court may personally require me to appear on any future court date.

Sworn/Affirmed before me this ____ day of _____, 201__.



HON. JOHN G. MARKS
EXECUTIVE DIRECTOR

NASSAU COUNTY DISTRICT COURT
NASSAU COUNTY TRAFFIC & PARKING VIOLATIONS AGENCY
16 COOPER STREET
HEMPSTEAD, NEW YORK 11550-4063
(516) 572-2700

DISTRACTED DRIVER EDUCATION PROGRAM

You have been charged with a violation of VTL § 1225(c) or (d) – a 5 point moving violation. You will be permitted to enter a reduced plea as outlined below:

1. You must admit the IMPROPER USE of the electronic device and WAIVE APPEAL.
2. You will then plead guilty to a violation of VTL § 1129(a) – a 4 point violation – and make IMMEDIATE payment of \$283 (\$150 fine + \$88 surcharge + \$45 Driver's Responsibility Fee) and the case will be adjourned for approximately 120 days.
3. If you do not make immediate payment, the plea to the reduced charge will NOT be entered and instead a conviction will be entered to the original charge of VTL § 1225(c) or (d).
4. After making payment, you will be given **10 days** to purchase and install an approved cell control device on your car at an approximate cost of \$125. The device will monitor compliance with the laws related to prohibited use of electronic devices while operating motor vehicles for a period of **90 days**. Failure to install the device as agreed will result in a conviction being entered to the original charge of VTL § 1225(c) or (d).
5. On the adjourn date, you must provide a print out of the cell control report generated by the device. The report must not be altered and must confirm no tampering, removal or improper use of an electronic device for the specified period. Based on the report and all other available information, TPVA will make a determination, in our sole discretion, as to whether you have complied with the terms of the agreement.
6. If you are deemed to have been successful, your plea will be replaced with a plea to a no-point parking violation, with fines/fees/surcharges totaling \$283, which you will have already paid.
7. If you fail to provide the report, your compliance is deemed unsatisfactory, or you fail to appear on the adjourn date, the plea to the 4 point violation of § 1129(a) will be entered as the final disposition.

By signing below, you acknowledge that you have read and understand the Plea Agreement and wish to enter the Distracted Driver Education Program.

OTHER THAN SIGNATURE, ALL ITEMS MUST BE PRINTED LEGIBLY!

| | |
|---------------|--|
| name | |
| signature | |
| ticket number | |
| email address | |
| mobile number | |

Nassau County Distracted Driver Education Program

Visit www.cellcontrol.com/nassaucounty to learn more.

Enter required information: (Name, Email and Ticket Number).

Place order for Cellcontrol DriveID.

Receive and activate DriveID within 10 days of program acceptance.

Ticket Number:



WWW.CELLCONTROL.COM/NASSAUCOUNTY