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## IN THE OHKAY OWINGEH COURTS

Welcome... the traffic citation(s) that you have appeared for today are civil infractions that are only punishable by fines. As long as you have appeared today, as long as you continue to appear if you enter a Denial and as long as you pay your fines if you enter an Admission today or are found to have committed the violation later at Trial, your citation(s) are not reported to the MVD.

The fines for citations are different based on the violation. Although the Court may actually impose \$500.00+ fine for violations like Careless Driving or Driving While License Suspended, most of the fines are much lower. Simple offenses like Failure to Stop, Failure to Signal, Equipment violations, Improper Lane or Improper Passing usually result in a \$85.00 fine. Speeding, outside of a school or residential zone, is \$60.00 up to 5 miles over the limit, \$75.00 for 6-10 miles over the limit, \$85.00 for 11-15 miles over the limit, \$120.00 for 16-20 miles over the limit and so on. The Court will also often suspend half, and sometimes more, of the fines imposed if an individual will, or already has, fixed the violation. For example, Insurance and Registration violations start with \$300.00 fines and the Court suspends \$150.00 for a person to get insurance or the car registered. If a person already got the insurance or registration after they were stopped and before the date of this hearing, the Court will reduce the fine from \$150.00 to \$75.00. And if a person can verify insurance or registration on the date of the traffic stop, even though they were unable to produce the necessary paperwork for the officer at the time, the Court will reduce the fine to \$25.00- but the citation is not dismissed.

In order to process your case in the quickest way possible, please complete the attached Appearance, Plea and Waiver form.

1. PRINT your name on the top line over the word 'Respondent'.
2. List all of the violations you have allegedly committed on the lines numbered 1 and 2.
3. Check the box next to Admit or Deny depending on how you want to answer each violation.
4. Fill in all the information at the bottom of the form.

Please be advised that if you enter a Denial to any of the charges, your case will be set for Trial on another date. If you enter an Admission to the charges, judgment will be imposed today but you will still have an opportunity to explain what happened to the Judge and request time to pay, if necessary.

Thank you for your attention to these instructions.

**OHKAY OWINGEH COURTS  
P.O. BOX 1128  
OHKAY OWINGEH, NM 87566**

Ohkay Owingeh,  vs. _____,	) ) ) ) ) ) )	<b>UNIFORM TRAFFIC CITATION. NO.</b> _____ <b>OHKAY OWINGEH CASE NO.</b> _____  <p style="text-align: center;"><b>APPEARANCE, PLEA AND WAIVER</b></p>
Plaintiff,  Respondent.		

I am the Respondent above-named and I acknowledge that I have been cited with violation(s) of the following provisions of the Tribal Traffic Code:

1. \_\_\_\_\_; and
2. \_\_\_\_\_

I further verify that I received a copy of the Uniform Traffic Citation(s), and I have read and understand the violation(s) cited. I have been informed of my rights as follows:

1. The right to know and understand the citation(s) against me;
2. The right to Admit or Deny the citation(s);
3. The right to personally appear before the Court at every stage of these proceedings;
4. The right to contest the citation(s) before the judge;
5. The right to call my own witness(es) by subpoena;
6. The right to present witness(es) on my behalf and to cross-examine witness(es);
7. The right to remain silent and that any statements made by me may be used against me;
8. The right to counsel of my choice at my own expense.
9. The right to require the Pueblo to prove its case against me by a preponderance of evidence.
10. The right to sequestered (closed) hearing(s) if I am under the age of 18.

I further understand that there is a penalty, as reflected above and on the citation(s), provided by law for the violation(s) for which I have been cited. In addition, I understand I must pay a specific fine per violation. I understand I may pay an additional \$20.00 administrative fee and \$25.00 costs depending on the citation(s) and if I deny the citation(s) and am later found to have committed the violation(s). I understand that if I fail to pay my fine and/or other fees and court costs that the Ohkay Owingeh Tribal Court may send my case to collections to collect any and all amounts due.

If I Admit I committed the violation(s), I will be required to pay a fine and fees as set forth by the citation according to Tribal Traffic Code or local rule. After reading and understanding the above, I hereby give up my right to personally appear before a Judge of the Ohkay Owingeh Court, and voluntarily enter the following:

- [ ] ADMIT to one or more of the violation(s) cited.  
 [ ] DENY one or more of the violation(s) (further Court proceedings will be set).

Date	Respondent's Signature	Respondent's Date of Birth
Mailing Address (PO Box or Street No., City, State and Zip Code)		Respondent's Phone Number