Instructions for Completing Deferred Disposition Form:

*Not all violations are eligible for Deferred Disposition. You may not be on deferred in any other jurisdiction during your deferral period with this Court. If you have questions about your case(s), please call the court at (210) 695-4472. If you are coming to Court to request deferred, you Do Not need to print this form; we will complete the forms at the window.

To request Deferred Disposition (Probation) by mail, fill in the Cause No: This is the Citation # at the top of your citation, and begins with an 8. On the next line on the left, below "State of Texas" print your name. On the first line which reads, "The Court finds that" print your name. On the same line, to the right of your name, please circle your plea of either 'Guilty' or 'No Contest'. Do not fill in the deferral period dates; the Court will fill the dates in when your payment is received along with the deferral agreement form. At the bottom of the form, sign your name where it says "Defendant's Signature" and provide your current address and telephone number.

Mail this form with the fee amount to the Court (the Court's address is at the top of the form). It is your responsibility to call the Court to inquire if your request has been received.

You may request a 30-day deferral or a 60-day deferral.

- For a **30-day deferral**, you are required to pay the entire fee amount immediately on the date you sign the agreement with the court. Your probation will start on the day you sign the agreement and pay the fee in full.
- For a **60-day deferral**, you pay at least half of the fee amount immediately and will have until the end of the probation period to pay the rest of the fee amount. You must pay the entire fee amount by the end of the probationary period.

If you are unable to do either of these options, you will need to appear before the Judge.

During your probationary period, you must not receive any other citations in the state of Texas. If you receive a citation during your deferral period, you must appear before the Judge on the end date of your probation period. He may allow you to successfully complete your deferral or find you guilty; he may have you also pay a fine on your case.

If you are under 25, you **must** take a Driving Safety Course as part of your deferred terms per the Judge (even if you have taken the course in the last 12 months).

Upon successful completion of the deferred terms, your case will be dismissed with no record of conviction.

The Judge reviews all deferred agreements. If he does not approve or requires additional terms, the Court will notify you.

CITY OF HELOTES, P.O. BOX 507, HELOTES, TX 78023
PHONE: 210-695-4472/FAX: 210-695-6520

ORDER DEFERRING FURTHER PROCEEDINGS (Art. 45.051, C.C.P.)

CAUSE NUMBER(S):_____

THE STATE OF TEXAS	§	**IN THE MUNICIPAL COURT**
v.	§	**CITY OF HELOTES**
_____	§	**BEXAR COUNTY, TEXAS**

The Court finds that _____, Defendant, having **pled (Guilty) (No Contest)** to the offense of _____, and that the punishment has been set at a fine of $_____ and court costs. Under the authority of Article 45.051, Code of Criminal Procedure, the Court defers further proceedings without entering an adjudication of guilt.

DEFERRAL PERIOD: _____**until**_____
(Not to Exceed 180 days)

CONDITIONS OF DEFERRED DISPOSITION

DEFENDANT SHALL:

☒ 1. Post a bond in the amount of $_____ to secure payment of the fine and court cost;

☒ 2. NOT be subsequently convicted of an offense committed after the date of this order to wit:
- ☒ Any moving traffic violation incurred in Texas, during the above stated deferral period, regardless of final conviction date;
- ☒ Any non-traffic, fine-only misdemeanor of the same nature as the deferred offense during the above stated deferral period, regardless of final conviction date;
- ☒ Any offense against the laws of the state, the United States, or any penal ordinance of any political subdivision of the State;

☐ 3. Submit proof of financial responsibility as required by law to the Court at the termination of the deferral period; said proof showing that Defendant kept in force financial responsibility during the entire deferral period;

☐ 4. Pay restitution to _____ in the amount of $_____within the deferral period;

☐ 5. Participate in an alcohol or drug abuse treatment or education program, as follows:_____ _____;

☐ 6. Perform a total of _____ hours community service.
- ☐ In satisfaction of fine only.
- ☐ In satisfaction of Deferral fee only.
- ☐ In addition to fine or deferral fee.
- ☐ In satisfaction of both Fine and Deferral fee.

Work no more than _____ hours in any week.

☐ 7. Complete an alcohol awareness program approved by the Texas Commission on Alcohol and Drug Abuse;

☐ 8. Complete a driving safety course approved by the Texas Education Agency;

☐ 9. Other: _____

☐ 10. Present to the Court satisfactory evidence of complying with each requirement imposed by the Judge.

☒ 11. Does not need to return to Court if all deferred terms are satisfied.

Violation of any of the above noted conditions shall constitute a violation of this agreement.
If Defendant successfully complies with the conditions of the agreement, then this case shall be **DISMISSED** by the Court and shall **NOT** be reported as a conviction, but a special expense fee equal to the bond posted will be collected. Failure to comply shall cause this case to result in a **CONVICTION**, payment of a **FINE** of $_____ and court cost; in addition, the conviction will be reported as required by law.

A copy of this Order was delivered to the Defendant on this date.

Agreed to and signed this _____ day of _____

_____
Parent or Guardian (If juvenile)

_____
Defendant's or Attorney's Signature

_____
Address of Parent or Guardian

_____
Address of Defendant

Phone Number: _____

_____
Municipal Court Judge, City of Helotes, Bexar County, Texas

Editor's Note: A person who was under age 17 at the date of the offense may request the Court expunge the records in the above noted cause after successful completion of deferred disposition if the cause is a violation of the Penal Code offense or a violation of a city penal ordinance. (Art.45.0216 (h), CCP). (4-2013)