NMLARLJ 3.1.
HEARINGS ON WRITTEN STATEMENTS

1. The court authorizes mitigation hearings and contested hearings on written statements in lieu of a defendant's personal appearance.

(a) A defendant may submit a written statement as a response to a notice of infraction within 15 days of the date the notice is personally served or, if the notice is served by mail, within 18 days of the date the notice is mailed. Additionally, a defendant who has requested a mitigation hearing or contested hearing may submit a written statement later in lieu of personally appearing at the hearing. The written statement must be received by the time of the hearing.

(b) A written statement that does not clearly request to contest a notice of infraction will be treated as a request to explain mitigating circumstances.

(c) A written statement may be delivered to the court in person, by United States mail or any other delivery service, and by facsimile. The court's contact information is as follows:

Address: Napavine Municipal Court
PO Box 810
Napavine, WA 98565

Facsimile: (360) 262-9885

(d) A written statement shall contain the person's promise to pay the monetary penalty authorized by law if the infraction is found to be committed. The statement shall be executed in compliance with RCW 9A.72.085, in substantially the following form:

Name of Defendant: _____

Address: _____

Infraction Number: _____ (Located in the upper right hand corner of citation)

I wish to mitigate infraction [ ]

I wish to contest infraction [ ]

Statement:_____

_____

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true. I promise that if it is determined that I committed the infraction for which I was cited, I will pay the monetary penalty authorized by law and assessed by the court.

Executed this _____day of _____, 20__ at _____, _____. (City/State)

_____ _____
(Print Name) (Signature)

(Effective September 1, 2006)