



Kent Municipal Court

1220 Central Ave. South, Kent, WA 98032 | Phone: 253-856-5730 | Fax: 253-856-6730

MITIGATION HEARING INFORMATION SHEET

The court has received your request for a mitigation hearing. By requesting this type of hearing, you are acknowledging that you committed the infraction(s) charged but are telling the Court that you believe the facts or circumstances of the case justify a reduction of the fine(s). You have been scheduled for a Mitigation Hearing (see enclosed hearing notice). At this hearing you have the right to have an attorney present **but one will not be provided for you.**

At the Mitigation Hearing you will have the following options:

1. **Appear and mitigate the infraction:** You will have the opportunity to explain the circumstances regarding this incident and the Court will consider a reduction of the fine. The Department of Licensing will be notified of the committed infraction(s) (unless it is a non-traffic infraction or parking ticket). If you choose this option, you will have no other court dates and your case will be closed upon payment of the fine.

2. **Appear and seek a deferred finding:** This option is discretionary with the Court and only available if you have not received a deferred finding in the past seven years. You will be required to pay a \$150 administrative fee, have no traffic infractions or criminal charges within the deferred period and may be required to comply with other conditions. If you comply with the conditions, the charge will be dismissed at the end of the deferred period and will not go on your driving record. If you choose this option, you will have no other court dates and your case will be closed at the end of the deferred period.

Decision on Written Statement: Prior to the scheduled mitigation hearing, you may elect to seek a "Decision On Written Statement" rather than appear for the in-court hearing. The form on the reverse side of this information sheet must be filled out and, pursuant to KMC-IRLJ 3.5 (b), must be RECEIVED by the court no later than fourteen (14) days prior to the date set for the in-court hearing. You will be notified of the court's decision within 120 days of the date that you initially responded to the infraction(s). Pursuant to IRLJ 3.5 (e) and KMC-IRLJ 3.5 (e), there shall be no appeal from a decision on written statement.

If you fail to appear and fail to file a timely request for a "decision on written statement"

- **A judgement of committed will be entered on the charged infraction(s)**
- **An assessment of \$52.00 will be added to the fine(s)**
- **The Department of Licensing will be notified of the judgement entered and they will take action to suspend your driving privileges if the charges are traffic infractions**
- **The fines will be forwarded to a collection agency and you will be required to pay additional collection fees and interest.**



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REQUEST FOR DECISION ON WRITTEN STATEMENT (MITIGATION HEARING)

YOUR NAME (PLEASE PRINT): _____

YOUR ADDRESS (PLEASE PRINT): _____

Citation Number (see upper right corner of citation and/or hearing notice): _____

Statement (explain why you think the fine(s) should be reduced): _____

(If you need more space, please attach additional sheets of paper, along with any other evidence/documentation you want the Court to consider.)

I declare under penalty of perjury of the laws of the State of Washington that the above information and the information contained in the attachments hereto, is true and correct.

I understand there can be no appeal from a decision on a written statement, pursuant to IRLJ 3.5 (e) and KMC-IRLJ 3.5 (e).

Executed this _____ day of _____, 20____, at _____
(city/state)

Signature