

• J A S P E R C O U N T Y P R O S E C U T O R ' S O F F I C E •
KATHRYN B. O'NEALL, PROSECUTOR
JAMES R. LAKIN, CHIEF DEPUTY
CHRISTINE M. HASKELL, DEPUTY
KRISTINA E. MCILREE, DEPUTY

Date:

RE: Deferral Agreement

Enclosed is the Deferral Agreement and forms to be filled out and returned to our office within 2 weeks. Please sign in two places and initial all six terms acknowledging acceptance of the terms. The \$249.50 is due immediately and must accompany the agreement when you return the signed documents to our office. Please return all documents, with the exception of this letter and enclose a self addressed stamped envelope for the return of a receipt and an order reflecting a court date.

Our office reserves the right to withdraw this offer of a deferral of your ticket if a search of your past driving record reveals convictions of 3 or more moving violations within the past 3 years, or any criminal offenses that you did not disclose to this office. In those instances where a printout reveals serious convictions, you would be notified of your rejection, and you would forfeit the \$249.50 cost of the program. You would then have the option of paying the ticket before the court date or appearing in court for a hearing before the judge.

If you are accepted in the program, the documents will be signed by the prosecutor and returned to you. The starting dates and dismissal dates will be reflected on the pay sheet, after the signed documents are returned to you. When making your payment for the Deferral Program, please use a money order or certified check payable to "Jasper County Clerk". **Personal checks are not accepted.**

If you have any questions, please call. Please note that at the end of the 12 months, if you have complied with all terms, we will again run a search of your driving & criminal record. If there are no additional convictions, you will receive documentation that the ticket has been dismissed.

Please return all signed documents with your payment to: Jasper County Prosecutor's Office, Attn: Darlene Risner, 128 N Cullen St, Rensselaer, IN 47978.

Sincerely,
Darlene Risner
Deferral/Diversion Programs
(219) 866-9413

STATE OF INDIANA)
) SS:
COUNTY OF JASPER)

IN THE JASPER CIRCUIT COURT

STATE OF INDIANA)
VS)
)

2011 TERM

CAUSE NO. 37C01

DEFERRAL AGREEMENT

Comes now the State of Indiana and the Defendant and agree to the following: (Please initial all of the following.)

- _____ 1. The State agrees to withhold prosecution herein provided Defendant complies with the terms of this agreement.
- _____ 2. To induce the State to enter into this agreement, the Defendant makes the following statement, **"I affirm under the penalty for perjury that I have not been on any other program similar to this program in the past two years and I am not currently enrolled in a deferral program in another County."**
- _____ 3. Defendant shall pay to the Jasper County Clerk of the Court \$77.50 Court Costs, \$52.00 Initial Fee and \$120.00 User's Fee for a total of \$251.50, which is due when you sign and return the Deferral Agreement.
- _____ 4. The duration of this agreement shall last for 12 months, starting after the processing of the Agreement.
- _____ 5. Defendant shall not commit or be charged with any other crimes or receive any moving violations during the time of this Agreement.
- _____ 6. The State agrees to dismiss the charge(s) herein on or about the _____ day of _____, 20__, provided the Defendant has fully complied with the terms of this Agreement.

The Defendant specifically acknowledges that failure to comply with each and every requirement of this agreement, including timely payments, may result in the Prosecutor immediately redocketing this case on the Court calendar. All fees paid to the Deferral Program by the Defendant would be forfeited.

Prosecuting Attorney or Deputy

Defendant

Date

Defense Attorney

I affirm under the penalty for perjury that I have never been convicted of any criminal offense including driving while intoxicated, driving while suspended or reckless driving (or by whatever language such crime may be known), and do not have three (3) or more prior citations in the past three (3) years.

Defendant

PRETRIAL DEFERRAL PROGRAM PAY SHEET

To: Jasper County Circuit Court Clerk

From: Jasper County Prosecutor's Office

Date:

Address of Defendant:

RE: State Vs.

Cause No.: **37C01-**

\$249.50 is due when Deferral Agreement is signed and returned to our office.

Terms: 12 **MONTHS**

Dismiss: _____

The Defendant has agreed to pay \$77.50 Court Costs, \$52.00 Initial Fee and \$120.00 User's Fee, for a total of \$249.50, which is due when the Defendant signs up for the Deferral Program. Said payment should be made payable to *Jasper County Clerk*.

Please enclose a self-addressed, stamped envelope so a receipt and order can be returned. Payment must be in the form of money order or cashier's check. **Personal checks are not accepted.**

Please return this form with the completed Deferral Agreement and Interview Form.

Thank you for your cooperation.

PRETRIAL DEFERRAL INTERVIEW FORM

Defendant:

Cause No.: **37C01-**

Offense:

Defense Attorney:

Defendant's Address: _____

City/State/Zip: _____

Phone #: _____

Social Security #: _____

DOB: _____

Employer: _____

Employer's Address: _____

Employer's Phone #: _____

Defendant's Previous Arrests/Court History: _____

Relative or friend of the Defendant who will always know the whereabouts of the Defendant:

Name: _____

Address: _____

Phone #: _____

Relationship to Defendant: _____