

SEP 05 2016

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**HOBBS MUNICIPAL COURT  
TRAFFIC VIOLATIONS BUREAU**

**ATTENTION: READ CAREFULLY AS THE FOLLOWING INFORMATION  
DIRECTLY IMPACTS YOUR CONSTITUTIONAL RIGHTS IN THIS COURT.**

**You have been charged with a violation of the New Mexico Uniform Traffic Ordinance (UTO) as adopted by the City of Hobbs on August 1, 2016, via Ordinance No. 1095. For most traffic violations, you may choose to pay the penalty assessment without seeing the Judge. If you choose to pay the penalty assessment after requesting to see the Judge, you must sign an Appearance, Plea and Waiver Form (Form 9-104B). If you cannot pay the full penalty assessment at this time, you may pay the minimum of \$25 every two weeks or \$50 monthly. If you choose to pay the penalty assessment, the citation will go on your record with the New Mexico Motor Vehicle Division.**

**If the "Penalty Assessment" Box was selected on your citation, you have already acknowledged guilt of the traffic violation and you must pay the penalty assessment within thirty (30) days from the date the citation was issued by mail, online, or in person at the Hobbs Municipal Court. The citation CANNOT be scheduled for a Traffic Arraignment or Defensive Driving.**

**IF YOU ARE UNDER THE AGE OF 18 OR STILL IN HIGH SCHOOL, YOU MUST HAVE A PARENT OR GUARDIAN PRESENT TO CO-SIGN ALL DOCUMENTS.**

**TRAFFIC VIOLATIONS BUREAU PENALTIES**

**Per UTO Section 12-11-2, the following specified offenses may be paid by fines which shall be accepted by the Traffic Violations Bureau as outlined herein:**

**MANDATORY FINANCIAL RESPONSIBILITY (NO INSURANCE) 12-10-6 –**

<u>1<sup>st</sup> Offense</u>	<u>2<sup>nd</sup> Offense</u>	<u>3<sup>rd</sup> Offense</u>	<u>4<sup>th</sup> or Sub.</u>
\$139.00	\$189.00	\$239.00	\$339.00

**OBEDIENCE TO TRAFFIC ORDINANCE 12-3-1 –**

<u>1<sup>st</sup> Offense</u>	<u>2<sup>nd</sup> Offense</u>	<u>3<sup>rd</sup> Offense</u>	<u>4<sup>th</sup> or Sub.</u>
\$139.00	\$189.00	\$239.00	\$339.00

**RIDING WITH INTOX. DRIVER OR PERSON UNDER THE INFLUENCE 12-6-13.1(E)-**

<u>1<sup>st</sup> Offense</u>	<u>2<sup>nd</sup> Offense</u>	<u>3<sup>rd</sup> Offense</u>	<u>4<sup>th</sup> or Sub.</u>
\$139.00	\$189.00	\$239.00	\$339.00

If your citation is for “No Insurance,” “No Registration,” “Expired Registration,” or “No Driver’s License” and you can show proof that you were in compliance with the law at the time of the stop, the Court will Dismiss the citation upon proof. If an individual is stopped for “Defective Equipment” or “Expired Registration,” and are now in compliance with the law, please provide proof to Court Staff immediately. Court Staff have been given discretion to Defer (will not go on your record) the citation upon a showing of proof, however, the individual shall be responsible for paying the required court costs of \$39.

**YOU HAVE THREE (3) PLEA OPTIONS:**

1. **NOT GUILTY:** Your pretrial and trial will be scheduled in six (6) to eight (8) weeks. You may appear with or without an attorney. If you want an attorney, the Court will only accept a “Not Guilty” plea from you today.
2. **GUILTY:** The Traffic Violations Bureau may take your plea today only if the traffic violation at issue does not carry mandatory jail time. If it does NOT, the Traffic Violations Bureau will have you sign all necessary paperwork.
3. **NO CONTEST:** The Traffic Violations Bureau may take your plea today only if the traffic violation at issue does not carry mandatory jail time. If it does NOT, the Traffic Violations Bureau will have you sign all necessary paperwork. The “No Contest” plea is not an admission of guilt, but a plea that you are not contesting the charges and do not want a trial. A “No Contest” pleas is treated the same as a “Guilty” plea for sentencing purposes.

Be advised that per NMRA Rule 8-503(A), the procedures outlined herein do NOT apply to you if you have been charged with “Driving While Under the Influence of Intoxicating Liquor or Drugs,” “Reckless Driving,” “Driving While License Suspended,” “Driving While License Revoked,” “Domestic Violence,” or any offense for which a period of incarceration is mandatory.

**IF YOU HAVE ANY QUESTIONS ABOUT THE PROCESS, YOUR RIGHTS, YOUR CHARGES, OR THE POSSIBLE PENALTIES, YOU SHOULD SEE THE JUDGE. YOU ALWAYS HAVE THE RIGHT TO HAVE AN ATTORNEY PRESENT WITH YOU.**

So Ordered,

9-6-16

Date



Benjamin Harrison  
Municipal Court Judge