

Application to take Driving Safety Course

**Justice Court
Precinct Four**

**Randall County
State of Texas**

Cause No _____

NOW COMES Defendant in the above styled and numbered cause pending before this Court and enters a plea of **GUILTY** to the complaint herein. This plea is made voluntarily upon Defendant’s part and Defendant expressly waives a jury trial and submits this case to the Court on all issues of law and fact.

DEFENDANT FURTHER PRAYS, however, that a deferral of judgment be granted pursuant to Texas Code of Criminal Procedure art. 45.0511, to allow Defendant to present evidence that, subsequent to the act alleged in this complaint, Defendant has, within **90 days** successfully complete a Driving Safety Course approved by the State of Texas and that if such evidence be accepted by the Court, Defendant prays the Court to reassess this guilty plea and dismiss the charges against Defendant. **HOWEVER**, in the event Defendant fails to offer satisfactory evidence of the completion of the said Driving Safety Course, by due date. Defendant understands that **Capias pro Fine** shall be issued to secure the amount of fine and cost originally set by the Court.

IN SUPPORT of this prayer, Defendant, upon oath, does hereby swear and affirm that:

1. This offense is alleged to have been committed on _____, and this form, along with \$108.00 required fee is presented to the Court within **10 days** from that date.
2. Defendant has a valid Texas Driver’s License on Permit.
3. Defendant’s driving record as maintained by the Texas Department of Public Safety does not successful completion of a driving safety course under this section within 12 months preceding the date of the alleged violation. A certified copy of defendant’s driving record issued by the Texas Department of Public Safety is attached hereto or will be submitted and made part of this motion.
4. Defendant is not taking a course under this section and has not completed a course under this section that is not shown on defendant’s driving record.
5. Defendant herewith provides evidence of financial responsibility as required.
6. The offense charged is an offense covered by this section.
7. Defendant understands the said Driving Safety Course must be completed within 90 days, and that satisfactory evidence of the completion of said course as well as all other evidence must be submitted to the Court within 120 days.

Attorney for Defendant

Defendant

THE STATE OF TEXAS

COUNTY OF _____

Before me, the undersigned authority, on this day personally appeared _____, who after being duly sworn and on oath stated that they have read and understood the foregoing motion and that the contents thereof and the facts set forth therein are within their personal knowledge and are true and correct.

SWORN to and subscribed before me on _____.

Notary Public in and for the State of Texas