



WAYNE COUNTY DISTRICT ATTORNEY'S OFFICE

30 CHURCH ST
LYONS, NEW YORK 14489
Phone: 315-946-5905
Fax: 315-946-5911
Email: daoffice@co.wayne.ny.us

MICHAEL D. CALARCO
District Attorney

TICKET REDUCTION POLICY

IF YOUR TICKET IS FOR ONE OF THE FOLLOWING VIOLATIONS YOU MAY BE ELIGIBLE TO RECEIVE A REDUCTION OF YOUR TICKET. PLEASE CHECK THE LINE NEXT TO YOUR VIOLATION.

_____ SPEEDING TICKET SECTION: VTL 1180-B, 1180-D (1) OR (2). IF YOUR SPEED IS NOT ABOVE 20 MILES PER HOUR OVER THE SPEED LIMIT THE RECOMMENDATION IS TO PLEA TO SECTION 1110-A, FAILURE TO OBEY A TRAFFIC DEVICE. THIS IS A 2 POINT VIOLATION. IF YOUR SPEED IS BETWEEN 21 TO 30 MILES PER HOUR IT WILL BE REDUCED FROM A 6 POINT VIOLATION TO A 4 POINT VIOLATION. SPEEDS IN EXCESS OF 30 MILES PER HOUR WILL NOT BE REDUCED. **IF YOU HAVE PRIOR SPEEDING VIOLATIONS THE COURT MY NOT ACCEPT A REDUCTION OF YOUR TICKET.**

_____ SPEEDING TICKET SECTION: VTL 1180-A OR 1180-E, SPEED NOT REASONABLE/NOT PRUDENT. (THIS IS A 3 POINT VIOLATION) THE RECOMMENDATION IS PLEA TO SECTION 1110-A, FAILURE TO OBEY A TRAFFIC DEVICE. THIS IS A 2 POINT VIOLATION.

_____ EXPIRED, UNREGISTERED VTL 401-1-a OR UNINSPECTED 306-B; OR UNLICENSED OPERATION 509-1, VTL VIOLATIONS: IF YOU CAN SHOW PROOF THAT IT HAS BEEN RESOLVED WITHIN 30 DAYS THE RECOMMENDATION WILL BE TO DISMISS, IF OVER 30 DAYS THEN THE RECOMMENDATION IS TO PLEA AS CHARGED OR REQUEST A TRIAL. VTL 306-B PARKED IS ACCEPTABLE.

_____ AGGRAVATED UNLICENSED IN THE THIRD DEGREE, 511-1A. THE RECOMMENDATION IS TO PLEA TO A SIMPLE UNLICENSED SECTION 509-1. THE ADA WILL MAKE A RECOMMENDATION. THE COURT MUST ADVISE THE DEFENDANT AS THE INITIAL CHARGE IS A MISDEMEANOR.

_____ SUSPENDED REGISTRATION OR INSURANCE LAPSE, SECTION(S) 512 OR 319. IF YOU SHOW PROOF OF REGISTRATION OR INSURANCE THE RECOMMENDATION IS TO PLEA TO SIMPLE UNREGISTERED VEHICLE SECTION 401-1. IF THERE IS CLEAR PROOF THAT THIS WAS A MISTAKE BY THE INSURANCE COMPANY THEN THE RECOMMENDATION IS TO DISMISS THE VIOLATION DISMISS THE VIOLATION

_____ USING MOBILE PHONE (TALKING) SECTION 1225-C-2, 5 POINTS; THE RECOMMENDATION IS TO PLEA TO SECTION 1110-A, FAILURE TO OBEY TRAFFIC CONTROL DEVICE.

_____ FAILURE TO STOP OR YIELD AT STOP/YIELD SIGN, FAILURE TO STOP AT RED LIGHT, SECTIONS, 1111 (d)(1), 1140,1141; ALL OF THESE ARE 3 POINT VIOLATIONS. IF THERE WAS NO ACCIDENT THE RECOMMENDATION IS TO PLEA TO SECTION 1110-A, THIS IS A 2 POINT VIOLATION.

Defendant acknowledges that he/she is entitled to Discovery or further information upon request and by accepting the above reduction of charges, waives such Discovery. The reduction offer is not contingent upon the Defendant's right to Discovery. You are entitled to the aid of counsel at each and every stages of these proceedings. Body Camera video is available upon request.

*If you wish to accept this offer you may do by signing and dating this Plea Offer and either mailing or delivering it to the Court in which it is returnable. **Please be advised that the Town/Village Justice of said Court has the final decision as to whether or not he/she will approve this Memorandum of Plea Bargain.***

TURN OVER

Also be advised that a plea of guilty to the offered charge(s) is equivalent to a conviction after trial. By pleading guilty to the offered charge(s) you will be liable to a penalty imposed by the Court. In addition, your license to drive a motor vehicle or motorcycle and your certificate of registration, if any, are subject to suspension or revocation as prescribed by law.

IF YOU HAVE MULTIPLE TICKETS/VIOLATIONS OR YOUR TICKET(S) INVOLVE A MISDEMEANOR, THE ASSISTANT DISTRICT ATTORNEY WILL MAKE A RECOMMENDATION TO THE COURT AS TO THE FINAL DISPOSITION. TRAFFIC VIOLATIONS INVOLVING SERIOUS PERSONAL INJURY OR SIGNIFICANT PROPERTY DAMAGE ARE NOT ELIGIBLE FOR REDUCTION WITHOUT THE CONSENT OF THE DISTRICT ATTORNEY'S OFFICE.

If you choose to decline the offer a Trial date will be scheduled.

The People are ready for trial.

I ACCEPT AND PLEAD GUILTY TO THE ABOVE DESIGNATED VIOLATION.

DATE:

Name of Court

PRINT NAME

SIGNATURE

ADDRESS: _____

PHONE NUMBER: _____

PLEASE BRING THIS WITH YOU OR MAIL DIRECTLY TO THE COURT. DO NOT SEND THIS TO THE DISTRICT ATTORNEY'S OFFICE.

REVISED: 1/28/2022