

Cervantez and Mayberry



Date: _____

Last Name: _____ First Name: _____ Middle Initial: _____

Birth Date: _____ D.L. # _____ Soc. Sec. # _____

Mailing Address: _____ APT. #: _____

City: _____ State: _____ Zip: _____

Home Phone: _____ Cell #: _____

E-Mail Address: _____ I authorize emails from Cervantez and Mayberry

1. I have not made a plea with the court nor have I ever approached the court regarding this citation(s). INI _____
2. I understand without a copy of a current valid Driver's License I will not be eligible for deferred adjudication and citation will appear on my driving record. INI _____
3. I have /have not (circle one) taken a defensive driving course within the past 12 months.
4. I have /have not (circle one) been granted deferred adjudication within the past 12 months.

DRIVER'S LICENSE INFORMATION

Driver's License No.: _____ State Licensed In: _____

Restrictions on License: _____

Do you possess a Commercial Driver's License? _____ Endorsements? _____

Date your license was issued: _____ Date of expiration of your license: _____

Is your license valid? YES or NO

Has your license ever been suspended or revoked for any period of time anywhere? YES or NO

If "yes", answer the following questions for each suspension/revocation:

When? _____

What court proceeding or traffic "event" caused the suspension/revocation? _____

How long were you without any privilege to drive a motor vehicle? _____

Did you have a limited or "work" permit during the suspension or revocation? _____

In which state(s) did you lose your privilege to drive? (Where were you licensed at the time?) _____

When? _____

What court proceeding or traffic "event" caused the suspension/revocation? _____

How long were you without any privilege to drive a motor vehicle? _____

Did you have a limited or "work" permit during the suspension or revocation? _____

In which state(s) did you lose your privilege to drive? (Where were you licensed at the time?) _____

DETAILS ABOUT YOUR AREST IN THIS CASE

Date of Arrest: _____

What Court is your case in? _____

Court Date and Time of your case: _____

Name of Arresting Officer: _____

Why were you stopped by the police? Check ALL that apply

___Speeding ___Accident ___Ran a red light ___Ran a stop sign ___Improper Lane Change

___Weaving ___Roadblock ___Other: _____

DRIVER'S LICENSE AND INITIAL QUESTIONING BY THE OFFICER

(All drivers complete this section)

Any restrictions on your license? YES or NO YES or NO

If so, were these restrictions being complied with when stopped? YES or NO

Where was your license when you first began looking for it? _____

If you did not have your "plastic" license in your possession at the time of the "STOP," give details about where the license was, and why it was not in your possession?

What were the Officer's first words to you when he/she encountered you? (Be exact): _____

What did you say in response to this question? _____

Did the officer comment on your breath "smelling like alcohol," or similar words? YES or NO

Were any containers of alcohol visible to the officer as he/she observed from outside your vehicle? YES or NO

Did the office comment about or question you about any open or empty alcohol containers? YES or NO

If so, what type, and were they full and unopened, partially full (seal broken) or empties? _____

Did the officer confiscate these containers, for use as "evidence" against you? YES or NO

Had you "masked" the smell of your breath with food, coffee, gum, candy, breath spray, breath strips, etc., to cover the smell of alcohol? YES or NO

If so, with what? _____

Was any other suspicious or illegal item or items (i.e., weapon, rolling papers, bong, baggies, marijuana pipe, or "roaches") visible from outside your vehicle when the police approached your vehicle? YES or NO

If so, what? _____

Did you tell the police how much you had been drinking? YES or NO If so, how much? _____

Was your vehicle searched? YES or NO Were you searched? YES or NO

Describe any property taken from you or your vehicle: _____

Were there passengers in your automobile? YES or NO Who were they? _____

Did anyone (including the above-named person) observe or overhear any portion or aspect of the police traffic "stop", questioning, "field tests", or conversation at or during the arrest? YES or NO If so, who: _____

Did the police "allow" someone with you to drive the vehicle away from the scene, or to move the vehicle at all? YES or NO

If yes, please identify this individual: _____

If so, give the details of what screening (for impairment or ability to drive) the officer required from this person prior to allowing this person to drive away. _____

TESTING

Did you refuse to take a test of your blood, breath, or urine? YES or NO

Which tests did the officer request **after the arrest?** _____ Blood _____ Breath _____ Urine

Did you submit to the breath, blood or urine test(s) **after the arrest?** YES or NO

What were the results of the breath test **taken after the arrest** (if you took one)? _____

First Breath Sample: _____ Second Breath Sample: _____

Did the officer read you the implied consent warning (this warning is usually read from a card, telling you that if you don't take the breath, blood or urine test, that you will lose your license)? YES or NO or DON'T KNOW

If yes, then when did the officer read it? _____

At the time these warnings from the small card were read to you, (or otherwise to told to you) had the officer told you or otherwise let you know by his/or conduct (example: handcuffs) that you were under arrest for DUI? YES or NO

Did you realize that you had an absolute right to refuse the State-administered test? YES or NO

Did you ever hesitate or decline to submit to this test, before finally submitting to it? YES or NO

If so, state exactly why you "changed your mind." (Be specific) _____

If you believed then or if you now believe that the reading of these advisements was deficient or misleading in any way, please give details why: _____

Other than the wording given to you from the applicable "warning", did the officer say anything else or elaborate or explain your obligation to submit to the official chemical test or the penalties if you refused to submit to it? YES or NO

If yes, give the exact wording used by the officer: _____

Did you request an independent test of your blood, breath, or urine? YES or NO

Did you take any field sobriety tests? YES or NO or DON'T KNOW

If yes, which tests? (check all that apply) Recite the ABCs Follow a finger or pen with your eyes
 Walk on a line, turn, and walk back Stand on one leg and count Other (please specify) _____

How well do you think you did on these tests? Good Fair Poor

Did the officer ask you if you had any physical problems before asking you to take the field sobriety tests? YES or NO

What did you tell him? _____

Describe the shoes you were wearing during the field sobriety tests: _____

Were there any street lights or similar lights near where you took the tests? YES or NO

Did the officer tell you that you had to take the field sobriety tests or that you would go to jail if you refused them? YES or NO

Before doing any or all of these field sobriety tests, did you request to call an attorney? YES or NO

When asked to try to do these field tests, did you EVER hesitate, decline or ask if you were required to do these evaluations? YES or NO

Where were the police car's lights in relation to tests (including automobile headlights)? Give a detailed description: _____

Was there anything about this traffic stop that led you to believe that this was not going to be a brief encounter with the police, but that you were going to be detained for a more prolonged period of time? YES or NO

If yes, give specific facts or reasons for this belief (e.g., "took my license and never returned it", or said "you're not going anywhere after this", etc.): _____

Did you ask any questions to clarify whether you were under arrest? YES or NO

If so, what questions did you ask, and how did the officer respond to what you said? _____

Did you ever blow into a hand-held breath alcohol tester at the scene of the stop? YES or NO

HOW WERE YOU REFERRED TO US? (Circle one)

Office Sign I'm a Previous Client Bar Association Letter TV Ad Website

Phonebook: name of book _____

Friend: Name of Friend _____ Other: _____

Employee: Name _____ An Attorney: Name of attorney _____

Have you or family member been involved in any type of accident in the last two years? Yes _____ No _____

Have you or a family member ever suffered any serious injuries after taking a prescription or non-prescription drug? Yes _____ No _____

Do you currently have a will? Yes _____ No _____
Have you been denied Social Security benefits? Yes _____ No _____
Have you been denied Veterans benefits? Yes _____ No _____
Do you have need of legal assistance for any immigration matter? Yes _____ No _____
Purpose of visit today: _____
Date of Arrest and Charge: _____
Date and location of alleged crime: _____
Arresting Officer and Department: _____

SECTION 2 – To be completed by law office personnel:

CITY	DATE	CITATION #	VIOLATION
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Payment Amount: _____ Payment received by:INI _____ Copy of DL:INI _____
Cash: _____ Check #: _____ Visa: _____ MC: _____ Disc: _____ Other: _____