

Agency ID

P 00436501

Defendant Last First Middle Suffix

Plaintiff Agency Agency case #

CITATION FOR MINOR OFFENSE CRIMINAL OFFENSE UNDER 21 REFUSAL/DRIVING OFFENSE
F&G Offense charged as strict liability violation Yes No

District Court at Judicial District: Court Case#

DEFENDANT
DOB Age Driver's Lic State Class APSIN ID
Hair Eyes Race Sex Ht Wt Ph Wk Ph
Res Addr
Mail Addr Same Employer

VEHICLE
Lic/Reg St Expires Yr Make Model Color ADF&G
Commercial: Over 10,000 lbs Over 26,000 lbs Over 15 psngr HazMat DOT INSP# USDOT#

OFFENSE
Date Time ATN CTN Code
Location Loc. Code Hwy Work Zone Safety Corridor
Statute Regulation Ordinance Adopted by reference Section
Offense:
Over Limit MPH in a MPH Zone Damage Only Injury Fatality Commercial Fishing

SAMPLE

Item(s) Seized that can be forfeited per AS 16.05.19 AS 01.10.205 or other statute/ordinance (list other statute/ordinance):

Game Restitution amount for taken illegally: \$ AS 16.05.925(b) for mandatory appearance offense only.

PENALTY Driver License Points Bail/Fine\* \$ Surcharge \$ Total Due \$
\*Fine must include base amount plus additional per item amounts per bail forfeiture schedule.

I have probable cause to believe defendant committed the above offense. I certify under penalty of perjury that the above information is true and that

- I personally handed it to defendant on the date shown below.
I left it on property that is the subject of the offense on the date shown below.
this citation will be served by a Civil Rule 4 method of service that requires a separate proof of service at filing.

Officer's Signature Officer's Printed Name ID Date

REQUIRED RESPONSE

- MANDATORY COURT APPEARANCE. For criminal or under 21 refusal/driving offenses you must appear on at AM/PM. If you fail to appear, a warrant will be issued for your arrest.
For a minor offense, you must appear on at AM/PM or request a trial date. If you fail to appear and did not request a trial date, a default judgment will be entered against you as explained on the back of this citation. Court's physical address:
CORRECTABLE. This citation will be dismissed if, within 30 days, you:
Correct the defect and present the vehicle for inspection
Show proof that you had a license or insurance that was valid when this citation was issued at any Alaska State Trooper Post or
If you do not, you must pay online or fill out the back of this form and mail it within 30 days to: (court or city)
OPTIONAL COURT APPEARANCE. Within 30 days you must pay online or fill out the back of this form and mail it to: (court or city mailing address)

If you come to court, bring this citation with you. If you are under 18, you must bring your parent or legal guardian.

JUDGE'S NOTES FOR MINOR OFFENSE JUDGMENT  
(Electronic record in CMS is the official judgment. MO Rule 20(a))

Default Judgment because defendant failed to appear for trial.

Plea:  No Contest  Guilty

Trial:  Not Guilty  Guilty

Dismissed by:  Prosecution

Court because:

unnecessary delay in bringing defendant to trial

prosecution or representative failed to appear for trial

defendant was not the person whom the prosecution intended to charge

in furtherance of justice because \_\_\_\_\_

**SENTENCE**

Date: \_\_\_\_\_

Fine: \$ \_\_\_\_\_ Due Date: \_\_\_\_\_

Surcharge: \$ \_\_\_\_\_ Due Date: \_\_\_\_\_

Restitution<sup>1</sup> Ordered: [Can be ordered only for mandatory court appearance offenses. MO Rule 10(d).

**CR-465 Restitution Judgment must be entered when restitution is ordered.]:**

Game Restitution: \$ \_\_\_\_\_ Other Restitution: \$ \_\_\_\_\_ for \_\_\_\_\_

Forfeiture<sup>2</sup> Ordered: The following items are ordered forfeited:

- Seized items required by statute or ordinance to be forfeited: \_\_\_\_\_
- Items authorized (but not required) to be forfeited by statute or ordinance: \_\_\_\_\_
- All fish, or its fair market value, taken or retained as a result of a strict liability commercial fishing violation as provided in AS 16.05.722(b).

**SAMPLE**

Court Costs: \$25 (if default judgment)

Collection Costs: \$25 (if transferred for collection)

<sup>1</sup> Minor Offense Rule 10(d) **Restitution.** If the offense is a mandatory appearance offense, the court may order restitution as provided in AS 16.05.925(b) or any other statute or ordinance authorizing restitution. If the offense is a mandatory appearance offense, any default judgment entered must order payment of any applicable restitution listed in AS 16.05.925(b). As provided in AS 16.05.165(d), restitution under AS 16.05.925(b) may not be ordered for offenses for which bail has been forfeited under AS 16.05.165(c).

<sup>2</sup> Minor Offense Rule 10(c) **Forfeiture.**

- (1) A default judgment or a judgment entered on a no contest plea must order forfeiture of any seized items listed on the citation or other charging document.
- (2) All other judgments of conviction must order forfeiture of:
  - (A) all fish and game seized under AS 16.05.190 and listed on the citation or other charging document,
  - (B) all fish, or its fair market value, taken or retained as a result of a strict liability commercial fishing violation as provided in AS 16.05.722(b),
  - (C) any seized items listed on the citation or other charging document if a statute or ordinance requires the item to be forfeited upon conviction, and
  - (D) any other items ordered by the court to be forfeited when forfeiture is authorized by statute or ordinance.
- (3) Forfeited items shall be disposed of at the discretion of the prosecuting authority, unless otherwise ordered by the court.

## MINOR OFFENSES ONLY

**MANDATORY COURT APPEARANCE:** You must do one of the following:

- (1) Appear on the court date listed on the front of the citation. (At the hearing, the court will explain the charges and your rights and ask you to enter a plea.)
- (2) Enter a plea of **NOT GUILTY** now and request a trial date by checking the "I plead NOT GUILTY" box below, providing the requested information, and sending the response to the court before the hearing date listed on the front of the citation.

**OPTIONAL COURT APPEARANCE:** Within 30 days, you must do one of the following:

- (1) Plead **NO CONTEST** by paying online at [www.courtrecords.alaska.gov](http://www.courtrecords.alaska.gov).
- (2) Check one of the boxes below, provide the requested information, and mail this response to the court or city address listed on the front of the citation.

### DEFENDANT'S RESPONSE

- I plead **NO CONTEST**. I am enclosing a check or money order payable to the plaintiff for the total due. (*Do not send cash.*) I understand that
8. I am giving up my right to a trial and the other rights listed below.
  9. A judgment of conviction will be entered against me.
  10. The number of points shown on the front will be assessed against my driver's license.
  11. Any seized item listed on the front of this citation will be forfeited.
  12. If this is my second or subsequent conviction for an optional appearance fish and game offense in the last two years, an action may be filed to revoke my license under AS 16.05.410(g).
  13. If this is a commercial fishing offense, points may be assessed against my fishing permit
  14. If I do not pay the **total amount due** then the balance may be transferred for collection, a \$25 collection cost added, and my PFD garnished.
- I plead **NOT GUILTY** and request a trial. I have read and understand my rights listed below. I understand that the court will send me a notice of trial date, and that if I fail to appear for trial, a default judgment will be entered against me as explained below. (*Do not send money. The court will send you a notice of the trial date.*)
- I do not wish to enter a plea at this time. I want to appear in court to have a judge explain the charges and my rights to me before I enter a plea. (*The clerk will give you a date and time to appear. This is NOT a trial.*)

Signature

Printer Name

Date

Mailing Address

Email\*

Phone

\*By providing my email address, I request that the court email court documents issued in this case to the email address provided above. I agree to notify the court if I change my email address or wish to receive documents by mail.

### CONSEQUENCES FOR FAILURE TO RESPOND TO MINOR OFFENSE CITATION

If you fail to respond within 30 days, or if you fail to appear for a court hearing, a default judgment will be entered against you for:

- A fine in the amount shown on the front or, for mandatory appearance offenses, the maximum fine permitted by law\*\* **AND**
- \$50 in court and collection costs, **AND**
- Restitution if required by law, **AND**
- Forfeiture of any seized item listed on the front of this citation, **AND**
- If your fine is \$30 or more, you will also be assessed surcharge(s) required by statute, **AND**
- If this offense involves a moving motor vehicle, points will be assessed against your driver's license.
- If this is a commercial fishing offense, points may be assessed against your fishing permit

Efforts to collect this judgment will include garnishment of your **Permanent Fund Dividend**.

#### \*\*Maximum Fine Information:

- For a minor in possession/consuming or minor on premises offense, the fine is \$500.
- For all other minor offenses, either (1) contact the clerk of court; or (2) look at the CourtView docket at: [www.courtrecords.alaska.gov](http://www.courtrecords.alaska.gov).

### YOUR RIGHTS

**FOR A MINOR OFFENSE**, you have the right to: 1. A trial; 2. Hire a lawyer to represent you in court; 3. Confront and question witnesses; 4. Testify; and 5. Have subpoenas issued to compel witnesses to appear on your behalf.

**FOR A CRIMINAL OR UNDER 21 REFUSAL/DRIVING OFFENSE** the judge will explain your rights when you appear in court, including your right to a court-appointed attorney if you cannot afford to hire one.

**MINOR OFFENSES ONLY**

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**SAMPLE**

Signature \_\_\_\_\_ Printed Name \_\_\_\_\_ Date \_\_\_\_\_

Mailing Address \_\_\_\_\_ Email\* \_\_\_\_\_ Phone \_\_\_\_\_

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