

TRAFFIC DIVERSION APPLICATION

THE \$25.00 NON-REFUNDABLE APPLICATION FEE MUST BE MADE IN THE FOLLOWING MANNER:

- Money Order or Cashier s Check
- Payable to: The Franklin County Attorney s Office

You MUST complete every blank and provide all information on this form completely and accurately.

Name: _____

Address: _____

Telephone Number: _____

Email Address: _____

Date of Birth: _____ Sex: Male Female

Social Security Number: _____ D.L. #: _____ State D.L. from: _____

Do you have a Commercial Driver s License (CDL)? Yes No. If yes, from what state? _____

Employer: _____ How Long? _____

Date Ticket Issued: _____ Date of Next Court Appearance: _____

Charges: _____

Do you have an Attorney? Yes No. If Yes:

Name of Attorney: _____

Address of Attorney: _____

Phone number of Attorney: _____

Email Address of Attorney: _____

List all the states where you have lived: _____

Have you had other moving violations (e.g. speeding, etc.) reduced, amended, or diverted? Yes No. If Yes, please provide the following information:

Ticket 1

Violation(s): _____
City, County, State: _____
Date: _____

Ticket 3

Violation(s): _____
City, County, State: _____
Date: _____

Ticket 2

Violation(s): _____
City, County, State: _____
Date: _____

Ticket 4

Violation(s): _____
City, County, State: _____
Date: _____

List all offenses for which you have been arrested or charged at any time and in any jurisdiction, including expunged offenses, juvenile offenses, and all traffic offenses. Please include charges that were dismissed and charges where someone told you the charges would not be on your record.

Offense 1

Violation(s): _____
City, County, State: _____
Date: _____

Offense 3

Violation(s): _____
City, County, State: _____
Date: _____

Offense 2

Violation(s): _____
City, County, State: _____
Date: _____

Offense 4

Violation(s): _____
City, County, State: _____
Date: _____

State any mitigating facts concerning the ticket that you believe might excuse your actions:

Explain why you feel you could successfully complete the Traffic Diversion program. *This section must be completed in the applicant's own handwriting or the application will be returned.*

Final Checklist: We must have all the highlighted items or your APPLICATION WILL BE RETURNED.

- All court appearances MUST be attended during the application process unless prior approval from the Court or the County Attorney.
 - The Applicant (if Pro Se/representing oneself) or the Applicant's attorney will be notified whether or not the diversion application has been approved or denied.
 - Traffic Diversions are six (6) months in length with an additional thirty (30) days following the expiration of the diversion to allow the County Attorney's office to discover any violations of the diversion which occurred during the term of the diversion. If you have not had any violations of the law, including traffic tickets, within the six (6) month diversion period, your case will be dismissed.
 - If your diversion is granted, you are required to keep the County Attorney's Office informed of all address changes, criminal and/or traffic violations. Failure to inform the County Attorney's office of such will result in the County Attorney's Office filing a Motion to Resume Prosecution in the case, which could ultimately lead to a conviction.
 - You will need to contact the District Court Clerk's Office and request a continuance of your appearance date which appears on the bottom of your ticket. Inform the Clerk's Office that you are pursuing a diversion in the case. The Telephone number is (785) 242.6000.
 - You MUST provide the County Attorney's office with a self-addressed stamped envelope with your application.
 - A \$25.00 NON-REFUNDABLE Application Fee must accompany the diversion application or the application will NOT be accepted. Payment of the application fee shall be in the form of a MONEY ORDER OR CASHIER'S CHECK ONLY Made payable to the FRANKLIN COUNTY ATTORNEY'S OFFICE.**
 - A legible copy of the ticket MUST accompany the application or the application will NOT be accepted.
 - The Applicant MUST sign a statement under oath as to the facts and circumstances surrounding the ticket and the information in the application.
 - If your diversion is granted, you will be notified and you MUST pay the following:
 - An additional **\$75.00** for diversion costs
 - Court Costs, plus
 - The Fines assessed in the case.
- Full payment must be received upon the filing of the diversion agreement or YOUR APPLICATION WILL NOT BE FILED AND THE STATE WILL SEEK A CONVICTION.**

Please send the above to:

Franklin County Attorney's Office
ATTN: Traffic Diversions
301 S. Main Courts Building
Ottawa, Kansas 66067
(785) 229.8970

NOTE: Applications received by facsimile (FAX) will NOT be considered.