

**Lower Kittitas County District Court
State of Washington**

<input type="checkbox"/> State of Washington,)	Case #:	
<input type="checkbox"/> City of Ellensburg,)		
)		
Plaintiff,)		Defendant Request for Mitigation
)		Hearing Based on Written Statement
)		(Mitigation Hearing by Mail)
vs.)	To:	Clerk of Lower Kittitas County District
)		Kittitas County Courthouse
)		205 W 5 th Room 180
_____ ,)		Ellensburg WA 98926
Defendant.)		
_____)		

**Your written statement must be received by the court no later than seven days prior to your hearing.
Written statements received after this deadline will NOT be considered.**

I agree that I committed the charged infraction(s). I hereby request that the court reduce the penalty in my case for following reason:

******IMPORTANT—PLEASE READ ******

I certify [or declare] under penalty of perjury under the laws of the State of Washington that the above statement is true. I promise that if it is determined that I committed the infraction for which I was cited, I will pay the monetary penalty authorized by law and assessed by the court. **I understand that I may NOT appeal the decision of the court and that decisions made on written statements are FINAL. I also understand that by signing below, I am notifying the court that I will NOT be attending my scheduled court hearing.**

(Print your name)

(Signature)

(Street Address/PO Box)

_____/_____/_____
(Date)

(City, State, Zip)

Lower Kittitas County District Court
Presiding Judge Thomas A Haven
Kittitas County Courthouse
205 West 5th Ave Room 180
Ellensburg WA 98926
509-962-7511

James E Hurson
Court Commissioner

Christine A Luvera
Court Administrator

IMPORTANT INFORMATION CONCERNING MITIGATION HEARINGS

Court records indicate that you have requested a mitigation hearing. You have the following options:

1. You may appear in Room 181, Kittitas County Courthouse, on the date and time of your hearing. Mitigation hearings are for the purpose of asking the judge to reduce the penalty in your case. By asking for a mitigation hearing, you are admitting that you did commit the charged infraction. At the end of your mitigation hearing, the judge will make a finding that you committed the infraction and then impose a monetary penalty. If your case is a traffic infraction, the court will notify the Washington Department of Licensing of the infraction.

2. You may request a “hearing by mail.” If you want to have the judge decide your case based on your written statement, rather than at a courtroom hearing, you should complete the attached “Mitigation Hearing by Mail” form and return it to the court ***no later than seven days prior to your scheduled hearing date.*** Written statements received after the deadline will NOT be considered, nor are postmarks considered. **If you fail to appear at your scheduled hearing and fail submit a hearing by mail form by the deadline, the following will occur:**
 - a. The court will enter a finding of committed and impose the full penalty as noted on the citation.
 - b. A failure to appear (FTA) notice will be issued and a \$52 default penalty will be added to the fine.
 - c. Department of Licensing will be notified of your failure to appear.

3. If you are charged with a traffic infraction, you may request a “Deferred Finding.” During your scheduled hearing, the court will, at your request, review your driving abstract and court’s records to determine if you qualify for deferred findings. You may also request a deferred finding by mail by contacting the court at 509-962-7511 or submitting the request in writing. **<http://www.co.kittitas.wa.us/courts/lower.asp>** for a form to request an application for deferred finding. Deferred findings by mail requests must be received by the court ***no later than seven days prior to the scheduled hearing.***