DEFARTMENT OF MOTOR VEHICLES LICENSING OPERATIONS DIVISION 1377 Fell Street, 2nd Floor

San Francisco, CA 94117-2296

Telephone: (415) 557-1170 FAX: (415) 557-7375



NEGLIGENT OPERATOR - POINT COUNT NOTIFICATION OF FINDINGS AND DECISION

3000L

DS290062508D132000	BRIVER LICENSE OR FILE NO.
	P
• • • • •	VEHICLE CODE ADTHORITY SECTIONS 12809 13359 14105 14250
San Rafael, CA 94901	June 26, 2008

The ordered suspension will not take effect. Probation will be imposed on your driving privilege effective June 26, 2008 through June 25, 2009.

is hereinafter also known as "Respondent."

The following findings and determinations are the results of your Hearing on June 24, 2008.

FINDINGS OF FACT

Negligent Operator Points:

Respondent's driving record has accrued a total of 4 negligent operator points within 12 months because of the following:

Point Count Violations -

- * 22349 (Speed) occurring on 09/17/2007 and carries a point count of 1.
- * 22349 (Speed) occurring on 12/13/2007 and carries a point count of 1.
- * 22349 (Speed) occurring on 02/25/2008 and carries a point count of 1.
- * 22349 (Speed) occurring on 04/05/2008 and carries a point count of 1.

The evidentiary basis for the finding on the negligent operator issue is:

- OMV's Exhibit: DMV Driving Record Printout
- * Findings confirmed by Respondent's testimony.

][

Amount of Use/Miles Traveled:

No evidence was submitted for consideration of Respondent's use of a vehicle or miles traveled.

Additional Information: Respondent testified on 09-17-07 she was in a hurry to get to the store so as not to have an Respondent testified that the speeding ticket on 12-13-08 she didn't want to be late to the orthodontist or they reschedule. Respondent testified she was on 02-25-08 coming back from didn't realize how fast she was going. Respondent testified on 04-05-08 she was it and was on the cell phone and didn't realize how fast she was going. Respondent testified she is oing three driving 20 years, with no pending citations or accident. Respondent testified she is now leaving early using cruise control and turning off the cell phone. Respondent testified she doesn't want to be unsafe her kids depend on accuse she doesn't

DETERMINATION OF ISSUES

You are a negligent operator of a motor vehicle as defined in §12810.5 of the Vehicle Code in that you have accumulated 4 negligent operator points in 12 months.

DECISION

As a result of the preceding Findings & Determination, it is hereby ordered that the administrative action taken against your driving privilege in this case be imposed as specified here in these documents.

PROBATION TERMS

You must obey the provisions of the California Vehicle Code, all traffic regulations in this and other states, and remain free from traffic accident responsibility for the term also specified here in these documents.

VIOLATION OF THESE TERMS WILL RESULT IN SUSPENSION OR REVOCATION OF YOUR DRIVING PRIVILEGE
(SEE ATTACHED OR REVERSE)

Dated: June 24, 2008

C. Holaday - Driver Safety Officer

THIS ACTION IS INDEPENDENT OF ANY OTHER ACTION TAKEN BY THE COURT OR THIS DEPARTMENT

NOTE: If you drive while your driving privilege is suspended or revoked, you may be arrested and, if convicted, Jailed and/or fined.

APPEAL RIGHTS

You are entitled to a departmental review of this decision. A request for the departmental review shall stay the action pending a decision on review. The review shall be limited to an examination of these findings and determination, and any documentary evidence submitted at the hearing. It will not include a personal interview nor a review of evidence not presented at the hearing. To have this review, you must submit your written request to the address shown above within 15 days from the date shown below.

You may also request a court review of this action by contacting the superior court in your county of residence within 94 days from the date shown below.

CERTIFICATE OF SERVICE

I hereby certify under penalty of perjury under the taws of the State of California, that on the date below, I deposited in the United States mail at the address shown above, a true copy of this document; that I am over the age of eighteen years; an employee of the Department of Motor Vehicles at the business address shown above in the county where the office is located; and that I am not a party to the cause herein mentioned.

	business address shown above in the county where the chace is located, and that I air not a party to the cause herein mentioned.				
-	DATE	,	SIGNATURE OF AUTHORIZED DMV	EMPLOYEE	
1	06/25/08		C. HOLADAY		

California Relay Telephone Service for the deaf or hearing impaired from TDD Phones; 1-800-735-2929; From Voice Phones; 1-800-735-2922

cc.

Santa Rosa, Ca 95403

IMPORTANT INFORMATION REGARDING PROBATION

You must obey the provisions of the California Vehicle Code, all traffic regulations in this and other states, and remain free from accident responsibility.

As provided in §14252 VC, any of the following violations of probation will result in a 6-month suspension and extend probation 1 year from violation or accident date:

Any point count violation.

Any failure to appear (FTA) in court on a traffic violation.

Any violation occurring during any suspension.

Any alcohol/drug related driving incident.

Any involvement in a responsible traffic collision.

A third violation of probation will result in revocation. Any subsequent violation will result in an additional one year revocation.

You will be required to file proof of financial responsibility for three years as provided in §16430 VC following any suspension or revocation indicated above.

PROOF FILING INFORMATION

The usual method of showing **proof** of financial responsibility is to provide a California Insurance Proof Certificate (form SR-22/SR-1P) from an insurance company authorized to do business in California. The **types** of coverage on the form SR-22/SR-1P are listed below:

SR-22 ~ A motor vehicle liability policy may be provided to cover only vehicles registered in your name (owner's policy), only to vehicles you do not own (operator's policy), or all vehicles whether you own them or not (broad coverage). This certificate is acceptable for all DMV actions requiring proof of responsibility.

SR-1P ~ An automobile liability policy or a liability policy may be provided to cover vehicles with less than four wheels. This certificate is used after an accident without insurance, for negligent operator sanctions per §12810.5 VC, or for an application by a minor requiring proof.

NOTE: THE SR-1P PORTION IS NOT ACCEPTABLE FOR ADMINISTRATIVE PER SE ACTIONS.

To obtain a California Insurance Proof Certificate, contact an insurance agent or broker. **DO NOT SUBMIT** a copy of your policy or application as neither can be accepted in place of the California Insurance Proof Certificate. If necessary, persons unable to obtain this insurance coverage through their regular insurance company may have any insurance agent or broker make an application to the California Automobile Assigned Risk Plan. The Plan may be contacted directly for information at:

California Automobile Assigned Risk Plan P.O. Box 7917 San Francisco, CA 94120-7917

Proof of financial responsibility may be met by a \$35,000 cash deposit or \$35,000 surety bond. Proof may also be filed by a self-insurer on behalf of an employee to permit driving vehicles owned by the self-insurer within the scope of employment. Bond information must be obtained from a surety bond company authorized in California. For information on the cash deposit or self-insurance, you may call (916) 657-6421, or write to:

DMV, Financial Responsibility Area P.O. Box 942884 Mail Station J-237 Sacramento, CA 94284-0884