

<b>SUPERIOR COURT OF CALIFORNIA, COUNTY OF</b> STREET ADDRESS: MAILING ADDRESS: CITY AND ZIP CODE: BRANCH NAME:	FOR COURT USE ONLY  <h1 style="margin: 0;">DRAFT</h1> <p style="margin: 0;"><b>Please visit your local court for this form</b></p>
<b>PEOPLE OF THE STATE OF CALIFORNIA</b>  vs.  DEFENDANT:	
<b>AGREEMENT TO PAY AND FORFEIT BAIL IN INSTALLMENTS</b> <b>(Vehicle Code, § 40510.5)</b>	

**TO BE COMPLETED BY THE COURT**

**Read carefully and, if you agree, sign and return the form to the clerk.**

CITATION NUMBER:
CASE NUMBER:

- I am the defendant in this case and I have been charged with the following infraction violation(s) of the Vehicle Code that do not require me to go into court:  
 a. § \_\_\_\_\_ b. § \_\_\_\_\_ c. § \_\_\_\_\_ d. § \_\_\_\_\_ e. § \_\_\_\_\_
- My court appearance date or extension date has not passed, and I am providing proof of correction for any correctable violations.
- I want to pay and forfeit bail for the violation(s) listed above. I understand that the court does not have to allow me to make installment payments.
- I understand that by signing below, each violation that is reportable to the Department of Motor Vehicles (DMV) and has no proof of correction will be reported as a conviction.
- TERMS OF THE AGREEMENT:**  
 Total bail (including penalties and administrative fee of \$ \_\_\_\_\_) is \$ \_\_\_\_\_

Initial Payment (10% minimum): \$ \_\_\_\_\_  
 Remaining balance after first payment: \$ \_\_\_\_\_

( ) I agree to pay the remaining balance in monthly installments of at least \$ \_\_\_\_\_ due on the \_\_\_\_ day of each month, starting on \_\_\_ / \_\_\_ / \_\_\_ and until paid in full on or before \_\_\_ / \_\_\_ / \_\_\_.

( ) Other (*explain*): \_\_\_\_\_

I agree that: All payments must be made by the due date and there is no grace period.  
 If I do not make a payment on time, I may have to pay the rest of my unpaid bail immediately.

I understand that if I do not make the payment by each due date the court may:  
 Charge me with a failure to appear or pay under Vehicle Code section 40508.  
 Charge a civil assessment of up to \$300 (Pen. Code, § 1214.1) or have a warrant issued for my arrest.  
 Report the failure to pay to the DMV, which may suspend or place a hold on my driver's license.  
 Assign my case to a collection agency or the State Franchise Tax Board for collection.

I understand that if I pay as agreed and if any proof of correction has been filed with the court as required, my bail forfeiture will be complete, and at that time, the case will be closed.

**By signing below, I affirm that I have read, understood, and accepted the above terms and conditions. I also affirm that I have read and understood my rights printed on the reverse side, and that I choose to give them up.**

(SIGNATURE OF DEFENDANT)	(DATE)	(TYPE OR PRINT NAME)
(DRIVER'S LICENSE/ID NUMBER)	(ADDRESS)	(CITY, STATE, AND ZIP CODE)
(TELEPHONE NUMBER)	<input type="checkbox"/> [I have provided a cellular phone number, and I authorize the court to send me SMS text messages or call reminders regarding payments that I owe under this agreement.] [Optional]	
(E-MAIL ADDRESS)	<input type="checkbox"/> [I have provided an e-mail address, and I authorize the court to send me electronic notices regarding payments that I owe under this agreement.] [Optional.]	

CLERK OF THE SUPERIOR COURT

ACCEPTED (*date*): \_\_\_\_\_ BY: \_\_\_\_\_  
 (DEPUTY CLERK)

## ADVISEMENT OF RIGHTS

By choosing to pay and forfeit bail in installments and not go into court, you will be giving up these rights:

- To appear in court without deposit of bail for formal arraignment, plea, and sentencing;
- To ask for community service (if available) instead of paying the total amount due;
- To request and have a court trial, to challenge the charges without deposit of bail, unless the court orders bail;
- To have a speedy court trial and have the charges dismissed if a speedy trial is requested but not provided;
- To be represented by an attorney at your expense;
- To subpoena or present witnesses and physical evidence using the power of the court at no cost to you and to testify on your own behalf;
- To confront and cross-examine all witnesses under oath testifying against you; and
- To remain silent and not testify.

At any time before your final payment, if you have experienced a change in financial circumstances, you may ask that the court consider your ability to pay. If the court considers your ability to pay, the court may modify your installment plan, allow you to complete community service (if available) instead of paying the total amount due, or suspend all or part of the fine. The court is not required to offer you any of the above options, and the court may deny your request.

[If you do not make a payment, please contact the court as soon as possible to make arrangements.]

[Optional]